

JOURNAL
OF THE
HOUSE OF REPRESENTATIVES

OF THE
STATE OF ALABAMA,

SESSION OF 1880-81.

HELD IN THE
CITY OF MONTGOMERY,

Commencing November 9th, 1880.

WITH AN INDEX.
Prepared by the Clerk of the House.

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JOURNAL.

MONTGOMERY, ALABAMA,

TUESDAY, November 9, 1880.

This being the day fixed by law for the meeting of the General Assembly of Alabama, the members elected to the House of Representatives assembled in the hall of the House, at the Capitol, in the city of Montgomery, at the hour of 12 M.

The Hon. David Clopton, Speaker of the House of Representatives, called the House to order.

Prayer by the Rev. Mr. Riley of Opelika.

On motion of J. M. Renfro of Montgomery, Ellis Phelan was elected temporary Clerk; and,

On motion of M. B. Welborn of Barbour, Elmore Garrett was elected temporary Assistant Clerk.

On motion of Mr. H. H. Brown of Tuskaloosa, Robert Hasson was elected temporary Doorkeeper.

ENROLLMENT.

Upon the call of the counties the members elect came forward, presented their certificates of election, duly signed by the Secretary of State, and enrolled their names, as follows:

Autauga—J. L. Johnson, Deatsville.

Baldwin—J. H. H. Smith, Stockton.

Barbour—M. B. Wellborn, Eufaula; J. M. White, Clayton.

Bibb—R. C. Caffee, Woodstock.

Blount—S. H. C. Johnson, Blountsville.

Bullock—R. H. Powell, Union Springs; Jas. F. Armstrong, Reynolds.

Butler—Nathan Wright, Forest Home; Bartow Wimberly, Georgiana.

Calhoun—Jno. D. Hammond, Jacksonville.

Chambers—W. L. Wilson, Chapel Hill; W. C. Thomas, Gold Hill.

Cherokee—D. H. Shields, Centre.

- Chilton*—Wm. A. Collier, Clanton.
Choctaw—W. F. Glover, Butler.
Clark—S. B. Cleveland, Suggsville.
Cleburne—B. F. Floyd, Chulafinnee.
Coffee—J. M. Sanders, Elba.
Colbert—Nimrod D. Underwood, Tuscumbia.
Conecuh—A. J. Robinson, Brooklyn.
Coosa—R. S. Nolen, Nixburg.
Corington—B. C. Brooks, Fairfield.
Crenshaw—Jno. J. Owens, Rutledge.
Dale—Pitt M. Callaway, Sr., Newton.
Dallas—N. H. R. Dawson, W. R. Nelson, Selma; W. C. Bellingslea, Brown's; J. F. Calhoun, Richmond.
DeKalb—Bailey Bruce, Brandon's.
Elmore—W. T. Lary, Coosada.
Escambia—T. S. Sowell, Brewton.
Etowah—J. R. Nowlin, Gadsden.
Fayette—J. C. Kirkland, Montcalm.
Franklin—R. M. Cunningham, Newburgh.
Greene—T. C. Clark, Eutaw; M. T. Brassfield, Forkland.
Hale—Charles E. Waller, Greensboro; A. M. Avery, Havana.
Henry—S. E. Bowdon, Gordon.
Jackson—Wm. H. Robinson, Scottsboro; J. H. Vaught, Stevenson.
Jefferson—James Kent, Oxmoor; H. J. Sharit, New Castle.
Lamar—J. H. Bankhead, Vernon.
Lauderdale—C. H. Patton, Florence.
Lawrence—A. O. P. Pickens, Courtland; S. P. Martin, Mt. Hope.
Limestone—J. G. Dement, Chas. P. Lane, Athens.
Lee—Robert H. Harris, Opelika; W. W. Wright, Auburn.
Lowndes—W. Brewer, John R. Tyson, Hayneville.
Macon—A. L. Brooks, W. F. Foster, Tuskegee.
Madison—John W. Grayson, Gurleysville; B. C. Lanier, E. C. Betts, Huntsville.
Marengo—Mims Walker, Uniontown; T. H. Bradford, Shiloh.
Marion—J. C. Camp, Barnesville.
Marshall—O. H. Milner, Guntersville.
Mobile—Thos. H. Price, Leslie B. Sheldon, Mobile; M. Pound, Fowl River; C. C. Langdon, Mobile.
Monroe—W. T. Nettles, Kempville.
Morgan—William E. Skeggs, Somerville.

Montgomery—T. H. Watts, Sr., J. M. Renfroe, Montgomery; Thos. McCullough, Orion; Hal T. Walker, Montgomery.

Perry—W. F. Hogue, Marion; A. C. Davidson, Uniontown.

Pike—F. J. Cowart, Troy; W. H. Barnett, Indian Branch.

Pickens—W. B. S. Beard, Beard's; A. W. Agnew, Providence.

Randolph—T. E. Head, Rock Mills.

Russell—Edward N. Brown, Hurtville; James M. Wright, Seale.

Shelby—Henry Wilson, Montevallo.

St. Clair—John S. Maddox, Easonville.

Sumter—J. R. Ramsay, Gainesville; J. N. Gilmore, Gaston.

Talladega—W. Taylor, John W. Heacock, Talladega.

Tallapoosa—M. J. Bulger, Dadeville; Jno. N. Slaughter, Hackneyville.

Tuskaloosa—Monroe Donoho, Tuskaloosa; H. H. Brown, Northport.

Walker—B. M. Long, Jasper.

Washington—T. J. Mason, Escatawpa.

Wilcox—Jas. T. Beck, Camden; E. R. Morrisette, Lower Peach Tree.

Winston—P. H. Newman, Houston.

OATH OF OFFICE.

The oath of office was then administered to the members of the House, by the Speaker.

SEATS.

Mr. Price offered the following resolution, which was adopted:

Resolved, That a committee be appointed by the Speaker, to consist of one from each congressional district, whose duty it shall be to select seats for the use of the respective members of the House during the session, having respect to locating the members from the several congressional districts in a body, as near as practicable.

The Speaker announced the following as the committee, under the above resolution:

- | | |
|---------------|------------------|
| 1st District, | Thos. H. Price. |
| 2d " | J. M. Renfro. |
| 3d " | R. H. Powell. |
| 4th " | Chas. E. Waller. |
| 5th " | M. J. Bulger. |

6th District, H. H. Brown.
 7th " Wm. Taylor.
 8th " J. W. Grayson.

ELECTION OF SPEAKER.

Mr. Price offered the following resolution :

Resolved, That this House now proceed to the election of a permanent Speaker, a Clerk, an Assistant Clerk, Engrossing Clerk, Enrolling Clerk, a Doorkeeper and an Assistant Doorkeeper.

Pending the consideration of the resolution, on motion of Mr. Watts, the House adjourned until ten o'clock to-morrow morning.

WEDNESDAY, November 10, 1880.

The House met pursuant to adjournment.

Hon. David Clopton, Speaker in the Chair.

Prayer by Rev. Mr. Calloway, of the House.

M. Thomas W. Newsom, member elect from Clay county, came forward, enrolled his name, and was duly qualified as a member of the House.

ROLL CALL.

Upon the call of the roll, the following members answered to their names :

Messrs. Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Journal of yesterday read and approved.

The House next proceeded to the consideration of the resolution pending at adjournment on yesterday; and it was adopted.

ELECTION OF OFFICERS.

Mr. Watts, nominated Hon. N. H. R. Dawson of Dallas county, for Speaker.

Those who voted for Mr. Dawson are: Messrs. Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hanumond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Dawson having received all the votes cast, viz., 88, was declared duly elected Speaker for the term prescribed by law.

On motion of Mr. Brewer, a committee of two was appointed to notify Mr. Dawson of his election. Committee, Messrs. Brewer and Betts.

Mr. Dawson was conducted to the Chair, and the oath of office was administered to him by Mr. Speaker Clopton.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, NOV. 10, 1880.

Mr. Speaker:

I am directed by the Senate to inform the House of Representatives that the Senate has effected a permanent organization, by the election of the following officers:

Hon. John D. Rather of Colbert, President; Wm. L. Clay of Madison, Secretary; C. C. Shorter of Barbour, Assistant Secretary; W. P. Howell of Cleburne, Enrolling and En-

grossing Clerk; W. J. B. Padgett of Jackson, Doorkeeper; John A. Robertson of Lowndes, Assistant Doorkeeper.

W. L. CLAY,
Secretary.

ELECTION OF CLERK.

Mr. Brooks nominated Ellis Phelan.

Those who voted for Mr. Phelan are: Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuska-loosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Phelan, having received all the votes cast, viz., 91, was declared duly elected Clerk of the House.

ASSISTANT CLERK.

Mr. Powell nominated Elmore Garrett.

Those who voted for Mr. Garrett are—

Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuska-loosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker

of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—92.

Mr. Garrett having received all the votes cast, viz., 92, was declared duly elected Assistant Clerk.

ENGROSSING CLERK.

Mr. Foster nominated W. S. Ford.

Those who voted for Mr. Ford are—

Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Callhonn, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—85.

Mr. Ford having received all the votes cast, viz., 85, was declared duly elected Engrossing Clerk.

ENROLLING CLERK.

Mr. Watts nominated Thomas J. Judge.

Those who voted for Mr. Judge are—

Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs,

Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—86.

Mr. Judge having received all the votes cast, viz., 86, was declared duly elected Enrolling Clerk.

DOORKEEPER.

Mr. Hammond nominated Robert Hasson.

Those who voted for Mr. Hasson are—

Messrs. Speaker, Agnew, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—86.

Mr. Hasson having received all the votes cast, viz., 86, was declared duly elected Doorkeeper.

ASSISTANT DOORKEEPER.

Mr. Calloway nominated Thomas J. Fain.

Those who voted for Mr. Fain are—

Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Rob-

inson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

The oath of office was then administered to the officers elect (except W. S. Ford who was not present), by the Speaker.

Mr. Powell offered the following resolution, which was adopted:

Resolved, That the Clerk be directed to inform the Senate that the House of Representatives has effected a permanent organization, by the election of the following officers, viz: Hon. N. H. R. Dawson of Dallas, Speaker; Ellis Phelan of Jefferson, Clerk; Elmore Garrett of Coosa, Assistant Clerk; W. S. Ford of Macon, Engrossing Clerk; Thos. J. Judge of Butler, Enrolling Clerk; Robert Hasson of Calhoun, Doorkeeper; and Thomas J. Fain of Dale, Assistant Doorkeeper.

Mr. Price offered the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring therein, That a joint committee consisting of three on the part of the House, and two on the part of the Senate, be appointed, whose duty it shall be to immediately wait upon the Governor and notify him that the two houses are now organized and ready to receive any communication he may wish to make. Committee, Messrs. Price, Powell and Foster.

Mr. Lary offered the following resolution, which was adopted:

Resolved, That the Secretary of State furnish to each member of this House a copy of the Code of Alabama of 1876; also copies of the Senate and House Journals of 1878-9; also copies of Acts of 1878-9; to be returned at the end of the Session.

Mr. Foster offered the following resolution, which was adopted:

Resolved, That the Rules of the last House of Representatives be adopted for the government of this House, until otherwise ordered.

Mr. Welborn offered the following resolution:

Resolved, That the Speaker appoint the following standing committees for this House, at the earliest practicable time:

Judiciary, ways and means, education, penitentiary, local legislation, finance, corporations, accounts and claims, fees and salaries, public roads and highways, federal relations, counties and county boundaries, State capitol, public buildings and institutions, agriculture and commerce, military, appropriations, public printing, privileges and elections, enrolled bills, engrossed bills, and a committee on rules, of which the Speaker shall be chairman.

Mr. Foster offered the following as a substitute :

Resolved, That the Speaker appoint, at the earliest practicable time, the following standing committees for this House :

Committees on the Judiciary, Ways and Means, Federal Relations, Privileges and Elections, Education, Commerce and Common Carriers, Corporations, Appropriations, *Temperance*, Agriculture, Local Legislation, to consist each of eleven members.

Committees on Accounts and Claims, Counties and County, Boundaries, Public Buildings and Institutions, Penitentiary, Public Printing, Military, Public Roads and Highways, to consist each of nine members.

Committees on Engrossed Bills, Enrolled Bills; and, also, a committee on Rules, of which last named the Speaker shall be chairman, to consist each of seven members.

Mr. Welborn accepted the substitute.

Mr. Watts moved to amend, by adding :

And a standing committee on Style, be appointed, to whom shall be submitted all bills; after all amendments have been adopted, and before the vote on the final passage of the bill said committee shall have power to change words so as to make all parts of the bill to harmonize, but not to change the sense of the bill.

Mr. Collier moved to lay the amendment on the table; which was carried—yeas 60, nays 27.

Yeas—Messrs. Speaker, Agnew, Barnett, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuscaloosa, Collier, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Grayson, Hammond, Harris, Heacock, Head, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Shields, Skeggs, Slaugh-

ter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Wilson of Shelby, Wimberly.

Nays—Messrs. Avery, Bankhead, Beck, Brooks of Covington, Bruce, Calloway, Camp, Cowart, Donoho, Gilmore, Glover, Hogue, Kent, Morrisette, McCullough, Owens, Pound, Powell, Renfro, Sanders, Sharit, Taylor, Tyson, Waller, Watts, Welborn, White, Wright of Russell.

The resolution was then adopted.

Mr. Waller offered the following resolution, which was adopted :

Resolved, That the Doorkeeper be and he is hereby instructed to have a screen placed inside of this hall, and to arrange it so that the draft from the door will be diverted.

Mr. Taylor offered the following resolution :

Resolved, That two additional committees be added to the standing committees of this House—one on the *Insane Asylum*, and one on the *Alabama Institution for the Deaf Dumb and Blind*, whose duties it shall be to look after the interests of those institutions.

The resolution was lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 10th, 1880.

Mr. Speaker :

The Senate has adopted the following joint resolution :

Resolved by the Senate, the House concurring, That a joint committee of five, consisting of two from the Senate and three from the House of Representatives, be appointed, to fix the time for the election of solicitors for the several judicial circuits of the State and for the county of Mobile.

Committee on the part of the Senate, Messrs. Hargrove and Orr.

And has concurred in the following joint resolution of the House of Representatives :

Resolved by the House, the Senate concurring, That a joint committee consisting of three on the part of the House and of two on the part of the Senate, be appointed, whose duty it shall be to immediately wait upon the Governor and notify him that the two houses are now organized and ready to receive any communication he may wish to make.

Committee on part of the Senate, Messrs. Farnham and McCurdy.

W. L. CLAY, Secretary.

The joint resolution of the Senate was taken up and concurred in.

Committee on part of the House, Messrs. Langdon, Watts and Betts.

Mr. Bradford offered the following resolution, which was lost:

Resolved, That a committee on Game and the Game Law be added to the standing committee.

Mr. Price, from the committee to wait on the Governor, reported, that the committee had performed the duty assigned it, and that his His Excellency had informed the committee that he would send in his message in a few minutes.

MESSAGE FROM THE GOVERNOR.

A message was received from the Governor by Mr. Thos. H. Reynolds, the Recording Secretary, which was read by the Clerk as follows:

EXECUTIVE DEPARTMENT, STATE OF ALABAMA, MONTGOMERY, November 9, 1880.

Gentlemen of the Senate and of the House of Representatives:

You have been summoned to the Capitol as the representatives of the people in the legislative department of the government, and have entered upon your arduous duties with a fixed purpose and strong determination to justify the confidence of your fellow-citizens in your wisdom, prudence, and patriotism. You neither lightly underrate nor unduly magnify the character and importance of the work before you. Knowing that your acts will live after you, for good or evil, and that you will be judged by them, you will carefully avoid the extremes of doing too little and of doing too much. You will neither evade nor avoid what should be done, nor attempt what should not be done. Hasty legislation is necessarily crude and imperfect, and rarely brings honor to its authors or gives satisfaction to the country. Sweeping changes in existing laws are in effect almost revolutionary; and under all ordinary circumstances it is wiser to attain desired ends by slow and cautious steps. In nothing else is it so important that what is done should be well done as in the enactment of laws, which affect vast and varied interests and can be altered or repealed only after the lapse of a considerable period of time. It will be my pleasant duty to co-operate with you, within the scope of my powers, in the labors of the session upon which you have entered.

SENATOR HOUSTON.

Since the adjournment of the last General Assembly, George Smith Houston, a Senator from Alabama in the Congress of the United States, has died. He had well and faithfully served the State and people as solicitor of a judicial circuit, member of the legislature, representative in Congress, governor, and senator. In every public trust to which he was called, he brought to the discharge of duty all the resources of a vigorous and well-balanced intellect, conscientious and laborious effort, and unquestioned fidelity and integrity. He fell at his post; and his last thought was of the country to whose service he had devoted a long and useful life.

The death of Senator Houston created a vacancy in the Senate which it became my duty to fill by temporary appointment until the next meeting of the legislature. I was greatly embarrassed by the difficulty of a choice from among the many eminent citizens whose claims were pressed upon my attention. After much and anxious consideration, I determined to appoint Hon. Luke Pryor, of Limestone county, who had been the professional associate and life-long friend of the late incumbent, who lived in the same section of the State, was identified with the same interests, had at no time sought political honors, and appeared to antagonize no strong prejudice or rival aspiration. Senator Pryor has so borne himself in the high office to which he was invited without solicitation upon his part as to win the respect of his fellow senators and attract the favorable attention of the country.

JUDGE MANNING.

On the 17th of September last, Amos Reeder Manning, one of the Associate Justices of the Supreme Court, died in the city of New York, whither he had gone for medical treatment. Judge Manning's ripe scholarship, great legal learning, judicial mind, painstaking conscientiousness, irreproachable character, and pure life, pre-eminently fitted him for the bench he adorned. Chosen to the Supreme Court in 1874, he so bore himself in that exalted position, that, notwithstanding his advancing years and increasing infirmities, he was on the 2d of August last elected for another term of six years by the unanimous vote of his fellow-citizens of the State.

To the vacancy in the Supreme Court created by this sad dispensation of Providence, I appointed Henderson M. Somerville, LL. D., of Tuscaloosa county, who at once entered upon

his duties. This appointment appears to give great satisfaction to the people, and especially to the bar, of the State; and I have no doubt that Judge Somerville will fully meet the most confident expectations of those who have the highest opinion of his abilities, and prove himself entirely worthy to wear the ermine which has fallen from the shoulders of the lamented Manning upon his own.

FINANCIAL CONDITION.

The Reports of the Auditor and of the the Treasurer for the fiscal years 1878-9 and 1879-80, herewith transmitted, show financial condition of the State to be very satisfactory. Every warrent upon the Treasurer is paid in current funds upon presentation, and every debt is discharged on demand. The State has no floating liabilities, and its bonded indebtedness has been almost adjusted under the act of February 23d, 1876. The assurance of a fixed purpose on the part of the State to meet all its just obligations at maturity, has restored the public credit; and our securities are again sold in the great stock exchanges at quotations equally gratifying to our pride and satisfactory to our creditors.

While its government was controlled by its people, the faith of Alabama was above reproach or suspicion. There came, however, in its history, a day when adventurers and speculators, mainly from abroad, clothed with authority by a power from without, collected and squandered its revenue, dissipated its school fund, made traffic of its good name, destroyed its credit, and brought reproach upon it before the world. Only six years ago, my predecessor in the executive office and the legislature chosen with him, found the treasury empty, an unknown amount of unpaid warrants outstanding, and a real or alleged bonded debt of about \$30,000,000, upon which a large amount of interest was past due, while the discouraged, almost despairing, people, struggling with poverty, were taxed beyond their ability to pay.

The situation was enough to appal the stoutest heart; but the new administration did not shrink from the difficulties that lay mountain-high before it. The most rigid economy was introduced into the public service in all its branches. The people, seeing that the taxes collected of them would be honestly applied, at once became more hopeful and with greater cheerfulness paid them. The public creditors, assured of the determination of the State to re-establish its credit, willingly entered upon negotiations for a re-adjustment

of its indebtedness upon terms satisfactory and honorable to all parties. The settlement embodied in the act of February 23d, 1876, is being carried out in its letter and spirit, and is now well-nigh executed in all its details. The State, having reduced its expenditures and economized its resources, cleared off the outstanding Auditor's warrants, resumed payment of interest, met all its current expenses as they were incurred, and accumulated a balance in the treasury, in the meantime reducing the rate of taxation from eight mills on the dollar to seven mills.

Within the last two years, there has been further retrenchment in current expenditures, a further reduction in the rate of taxation, and a greater accumulation in the treasury, while the financial situation has been greatly bettered by the conversion of \$1,000,000 of eight per cent. obligations into six per cent. bonds, lessening the interest charge more than \$20,000 a year. It only remains for us to pursue with unrelenting rigor the course of economy inaugurated by Governor Houston and approved and supported by contemporaneous legislatures, and which has been the policy of the present administration, to merit the applause of people whose servants we are, and retain the good opinion of the world, which had been forfeited through no error or fault of our own.

THE TREASURY BALANCE.

It is hardly possible that the Reports of the Auditor and of the Treasurer should show exactly the same balance on any particular day. The difference should be the sum of warrants drawn by the Auditor and unpaid at the Treasury. In fact, it appears that but one warrant, for less than five dollars, drawn during the last fiscal year, remained unpaid at its close. But there is a discrepancy of about \$39,000, dating back to the administrations that preceded that of Governor Houston, which, unexplained, is calculated to mislead. The Auditor reports a balance, as shown by his books, on the 30th of September last, of \$314,004.84, while the Treasurer's balance, by his books and by actual count, on the same day, was \$353,533.75, with but one warrant for the last year, for \$4.80, outstanding. This discrepancy, amounting to \$39,528.19, is accounted for by the cancellation of several warrants drawn years ago and unpaid and to be unpaid, and by other minor irregularities previous to 1874. There is exact agreement between the books and statements

of the Auditor and of the Treasurer, in every particular since the beginning of the fiscal year 1874-5; and both show correctly the business transactions of the State during this period. The discrepancy between the balances shown by the reports of these officers represents no claim against the State, to be paid now or hereafter, but canceled warrants, and errors in book-keeping while the conduct of affairs was in the hands of those whose bad methods introduced confusion into every part of the administration. It is proper, therefore, to consider the financial condition and prospects of the State from the stand-point of the Treasurer's balance.

Leaving out the swamp land fund, uncurrent money, and State certificates, the available balance in the Treasury on 30th September, 1877, was \$169,977.97; on the 30th September, 1878, \$231,148.24; on the 30th September, 1879, \$240,343.14; and on the 30th September, 1880, \$286,990.14, the latter exclusive of \$40,000 in State obligations, which will not be re-issued. The total Treasury balance the 30th of September last was \$353,533.75, of which \$40,000 was State obligations, \$24,157.56 swamp land fund (nearly all Patton certificates), and \$2,386.05 uncurrent money.

The Auditor estimates the receipts for the current year from all sources at \$865,000, and the disbursements on all accounts \$880,000. This would leave in the Treasury on the 30th September next an available balance of \$271,990. The estimate of disbursements for the fiscal year 1881-2 should exclude the cost of a session of the Legislature, included in the estimates for this year, and should embrace about \$85,000 for increased interest on the bonded debt. There should, therefore, be in the Treasury, in available funds, on the 30th of September, 1882, about \$237,000, which will be reduced by any falling off in receipts or by any increase of expenditures.

THE DUTY OF ECONOMY.

This gratifying condition of affairs is the result of the most rigid economy in every branch of the public service; and economy, heretofore a necessity, is none the less a duty now. The money paid into the Treasury is contributed by the people for the maintenance and support of their government, "the sole object and only legitimate end" of which "is to protect" them "in the enjoyment of life, liberty and property," and which can assume no other function without usurpation and oppression, and its expenditure should be

sternly limited to the attainment of this object and end. It is our boast that our government is efficiently administered at less cost than that of any other State of equal population; and this fact satisfies the people, whose burdens at best are onerous, and encourages them to the cheerful performance of their duties as tax-payers and to the diligent discharge of other obligations as members of the body politic. Tempting schemes for the development of the latent resources of the State look well on paper, as they have done before, and invite a repetition of experiments which have proved disastrous in the past; but if we are not warned from them by sad experience, we should turn a deaf ear to their fair promises, because they are not necessary to the protection of the life, liberty, and property of the citizen, and are therefore forbidden by the Constitution as beyond the proper end and object of government. Our exceptionally plain, simple, and economical system, with few heads of department, no sinecures, no pretension to splendor, and no attempt at display, with hard work for all employed in it, and with salaries reduced to the minimum and yet sufficient to command competent service, meets all the requirements of its existence, and may well serve as a model to less favored communities. We ought to be prouder of the nearness of our approximation to the attainment of the best possible government at the least possible cost than we should of a grander and more expensive establishment maintained to support the dignity of the commonwealth, which, after all, rests upon the simple virtues and ample capacity of those charged with public duties and not upon their tawdry surroundings. Under this system and by its methods, Alabama has escaped the shame of bankruptcy and again taken its place in the proud sisterhood of States of untarnished honor. Under this system and by its methods, the State's recently empty treasury is refilled, its credit is re-established, its rate of taxation is reduced, its free schools are rebuilt and sustained, and the people have become contented and prosperous. Even under this system, with all its savings and economies, without an increase in the aggregate assessments for taxation, the present balance in the treasury will begin this year to disappear. Any departure from the policy of the past six years towards more lavish, or even more liberal, expenditure will necessitate a higher tax rate in the not distant future, which would be the signal for popular discontent and the precursor of political change. I earnestly appeal to you to closely ad-

here to the course of retrenchment and economy which was so happily inaugurated six years ago and has been so successfully prosecuted since. If increased revenues should maintain the present balance in the treasury against increasing interest payments, a further reduction of the tax rate would be much more satisfactory to our constituents, the taxpayers, than larger disbursements for the support of a more numerous and costly administration.

THE DEBT SETTLEMENT.

The adjustment of the bonded debt of the State under the provisions and requirements of the act of February 23d, 1876, is progressing satisfactorily.

Since the report of my predecessor to the last General Assembly, Class A bonds to the amount of \$204,300 have been exchanged for a like amount of the old bonds provided for in section four of the above mentioned act. Class B bonds to the amount of \$4,000 have been exchanged for \$8,000 of what are known as the four-thousand-dollar-a-mile bonds. And Class C bonds have been issued to the amount of \$331,000 in redemption of \$1,730,000 of the Alabama and Chattanooga Railroad first mortgage endorsed bonds.

Class A bonds, exchanged for the old direct debt of the State, having no reference to railroads, are dated July 1, 1876, and bear interest at the rate of two per centum for five years, three per centum for the next five years, four per centum for the next ten years, and five per centum thereafter to maturity at thirty years from their date.

Class B bonds, issued to take up the four-thousand-dollar-a-mile bonds, mature at thirty years from January 1, 1876, and bear interest at the rate of five per centum.

Of Class C bonds, \$1,000,000 are to be issued and distributed in such a manner as to take up the entire amount of the Alabama and Chattanooga Railroad endorsed bonds, of which there were \$5,229,000—or, at the rate of about 19½ cents on the dollar. These run thirty years from their date, January 1, 1876, and bear interest at the rate of two per centum for five years, and thereafter at the rate of four per centum.

Of Class A bonds, there have been issued to this date \$6,578,000; of Class B, \$539,000; and of Class C, \$931,000.

The records of these exchanges, in this office, show every detail of every transaction.

There are yet outstanding \$332,869.50 of the old straight bonds of the State, of which perhaps not more than half will

ever be presented for conversion. Of the four-thousand-dollar-a-mile bonds, there are yet out \$7,000. There remain in this department \$69,000 Class C bonds to take up \$356,000 of the Alabama and Chattanooga Railroad endorsed bonds which have not been presented for exchange.

In the exchanges now made, all past due coupons are cut from the new bonds to the date of the exchange.

STATE OBLIGATIONS.

Under the act of February 13th, 1879, \$960,000 twenty-year six per centum bonds have been sold at a net premium of one-half of one percentum, and with the proceeds \$960,000 of the eight percentum State obligations have been redeemed and canceled. Forty thousand dollars of unredeemed obligations are in the treasury, and the same amount of new bonds, unsigned and unsealed, are held against them. These obligations no longer bear interest, are no longer receivable for public dues, and will not under any circumstances be re-issued. They are classed by the Treasurer and by the Auditor as unavailable funds. The redemption of the obligations lessens interest payments about \$20,000 annually, and saves about \$2,000 a year in the expense of paying interest. Some features of the act of February 13th, 1879, were objectionable to investors and delayed the sale of the bonds issued there under, which was finally effected on less favorable terms than might otherwise have been obtained. When it is remembered that three years ago it was found impossible to sell at par a seven per centum bond for the purpose of calling in the obligations, the recent sale of a six per centum security at a slight premium is a very gratifying evidence of the rapid appreciation of the public credit.

DEBT AND INTEREST.

The total interest bearing bonded debt of the State is now \$9,008,000, on which the interest for the current year will be \$244,040, and for the year 1881-2, owing to the increased rate on the A and the C bonds, \$319,130. The amount of the bonded debt, and therefore of interest, will be increased from time to time by further exchanges until the settlement embodied in the act of February 23d, 1876, is complete.

// PRETENDED LIABILITIES.

Among the claims against the State which were referred to the commissioners appointed under the act of December 17th, 1874, for ascertainment, adjustment, and liquidation, were the

following: Endorsed bonds of the Selma, Marion & Memphis Railroad, \$765,000; of Selma & Gulf Railroad, \$640,000; of the East Alabama & Cincinnati Railroad, \$400,000; of the New Orleans & Selma Railroad, \$320,000; of the Montgomery & Eufaula Railroad, \$1,280,000; and direct bonds loaned to the Montgomery & Eufaula Railroad, \$300,000—amounting, altogether, to \$3,705,000, on which there was past due interest to the amount of probably \$600,000. The commissioners investigated, ascertained, and adjusted all the real or alleged indebtedness of the State other than the above, which they disposed of by no affirmative action. They in no wise recognized the validity of these “pretended” obligations, and recommended to the Legislature no disposition of them. The only reference to them, other than a statement of their existence, in the report of the commissioners, is the following:

“As to the other five roads—the Montgomery & Eufaula, East Alabama & Cincinnati, Selma & Gulf, Selma, Marion, & Memphis, and New Orleans & Selma—the undersigned submit that there is litigation pending in the courts of this State and Tennessee of an important character, involving points of law that will, in all probability, very materially change the aspect of what is claimed as the liability of the State upon its endorsement of the bonds of these companies, and, we trust, may result in convincing the holders of said bonds that their true interest will be best advanced by their acceptance of a transfer of the lien of the State created, by statute, and giving to the State a full discharge from these pretended claims against it.”

In a supplemental report, dated 13th December, 1876, the commissioners say:

“We have no recommendation to submit in regard to any claim preferred against the State which is not embraced in the funding act, or in our late special report.”

In his last message to the General Assembly, Governor Houston, himself one of the debt commissioners, thus referred to these claims:

“There are some railroad companies whose bonds were endorsed by the State that have not been included in the compromise and settlement of the debt made by the commissioners. They had no negotiations with any one in regard to them. They were deeply involved in litigation. This litigation was carried on mainly by bondholders attempting to enforce conflicting claims, but it also implicated the companies to such an extent as to forbid even an examination of

their condition. Moreover, no one having any right, authority or control over them appeared to represent their interests before the Commissioners. * * I am pleased to assure you that the opinion [above quoted] thus expressed by the commissions in relation to these five roads, is fast becoming a reality. With the exception of those not already sold upon the suit and at the instance of the bondholders, they are still in litigation. At the suggestion of the bondholders, they have been placed in the hands of receivers, who control, manage and operate them without reference to, and even regardless of, any right or interest which the State may be supposed to have in them. I believed at the time of the compromise, and am now satisfied that the bondholders interested in these roads were and are convinced that their interests will be most advanced by their acceptance of the property—said railroads and equipments—in full discharge of their endorsed bonds. The statutory lien of the State upon these roads was established to secure it against loss, by reason of its endorsement of the bonds of these companies. It had a right to assume that if the holders of such bonds intended to make the State liable upon its endorsement, they would not interfere with the property upon which the lien was given, but would permit it to be controlled and operated by the companies for the protection of the State and the ultimate payment of the bonds so endorsed. They have not done so. On the contrary, they have invoked the aid of the courts, have seized the property taken it out of the hands and management of the companies and placed it out of the reach of the State, except as the result of litigation on its part. In these suits, the bondholders are endeavoring to enforce the mortgages executed in their favor, which will deprive the State of the security it had provided to protect itself against loss, and without which the bonds would never have been indorsed by the State. They have in my judgment, by electing to proceed against the property upon which the State held its lien, waived any right they may have had to hold the State liable as endorser, and in this opinion I am supported by two recent decisions of our Supreme Court, which I think very strongly intimate that such is the effect of such action.”

“Clearly it was the intention of the commissioners, whose acts were approved in their entirety by the Legislature, to wholly reject these claims as forming no part of the valid indebtedness of the State. This appears, not only from the foregoing, but from the fact that they constantly represented

the result of their labors, embodied in the act of February 23d, 1876, as a full and complete adjustment and settlement of all matters referred to them, and always insisted that the effect of their action would be a reduction of "the volume of indebtedness of the State, including State obligations," to about \$9,500,000, which could not be the case if the bonds now under consideration were still to be assumed and provided for in whole or in part. The reasons for this rejection were subsequently assigned by Governor Houston, as above quoted.

Your attention is now called to these claims, because I am advised the holders of them, or at least holders of some of them, will come before you during the present session, and ask at your hands recognition of them and provision for their adjustment. In this event, it will be your duty to take steps towards their settlement, if, after investigation, you shall be convinced of their validity, or to formally and absolutely reject them if you shall not be so convinced. There should be no doubt of the attitude of the State towards them, and, until recently, it had been supposed there was none. "

THE REVENUE LAWS.

I invite your special attention to the commendations of the Auditor, whose four years' service in the revenue department has given him a practical familiarity with the operations of the laws for the assessment of values and the collection of taxes, possessed by no other. In the execution of these laws within the province of his powers, he has learned their defects, and his experience gives to his suggestions a claim to the most respectful consideration.

It is a reproach to our administration, that in the face of apparent and confessed appreciation of the value of almost every character of property, the aggregate of assessment for the purpose of taxation shows a constant falling off. If other than heroic measures will not correct this evil, you should not hesitate to make radical changes. If the county tax assessors are incapable, from the extent of their respective fields of operation or other causes, of assessing all the property of the State at an approximation to its market value, the office should be abolished, and the plan of subdividing counties into assessment districts, which has been successfully tried in Ohio, Tennessee, and other States, should be adopted.

Unequal assessment of values results in unequal taxation.

One citizen pays six and a half mills on the dollar of his property at full value, while another, by a stretch of conscience under oath, or the want of knowledge or inefficiency of the assessor, escapes with that rate on his property at one-half, and too often much less than half, of its real value. Every one who pays taxes on his property at a fair valuation has a right to demand at your hands a remedy for the unequal share of the burdens of the government which unequal assessments impose upon him. The officer and the citizen should be constrained to a full discharge of duty by pains and penalties easily inflicted.

I approve all the Auditor's recommendations, and venture to suggest another feature of our system which to me seems clumsy and unwise. As early as possible in the first month of each fiscal year, the Auditor is required to draw his warrant on the tax collector of each county for the full amount of the school fund apportioned thereto, except that resulting from the poll tax and any special tax, and it is made the duty of the collector to pay this warrant out of any State tax that may come into his possession. In the last fiscal year, the disbursements under this provision amounted to nearly \$250,000, or more than one-fourth the total revenues of the State. These warrants are returned to the Auditor, who gives the collector credit for the amount, which never passes into the treasury. In this way, the State has many receivers and many disbursers of its public funds, instead of but one; and these receivers and disbursers, each under bond for the discharge of his duties, can be reached by legal proceedings, in case of default, with far more difficulty than the Treasurer, who is the proper custodian of the moneys of the State until they are needed for the payment of claims. All money collected of the people for State purposes, by taxation, should go into the treasury, and be accounted for by the Treasurer. There is to-day a large sum, in the aggregate, in the hands of county superintendents of education, none of which can be paid out until wages are earned by teachers who begin work in January, and much of which will not be paid out until the close of the scholastic year. It would be safer in the treasury; and disbursed through the Treasurer, its distribution would appear in his annual reports.

This feature in our revenue system is an anomaly. It was adopted when the condition of the treasury was such that some such plan appeared necessary to secure to the schools the appropriations made for their support. That reason no

longer exists ; and the plea of convenience is more than counterbalanced by the insecurity attending the custody of funds so widely distributed in so many hands, the greater liability to error in their disbursement, and the satisfaction of having a detailed account of the disposition made of all the public revenues in the reports of a single officer.

THE EDUCATIONAL DEPARTMENT.

The preparation of the report of the Superintendent of Education for the last scholastic year has been delayed by the failure of many county superintendents to make prompt returns. So far as these returns have been received, they indicate continued steady improvement in the qualification of teachers and in the character of the schools, and a larger average attendance. The business of the educational department has been conducted with such admirable economy and marked ability that no other State has so efficient a system of free schools with no larger an expenditure. The educational fund is disbursed to the teachers at a total cost of but little more than three per centum, including the salaries of the departments and the allowances to the local superintendent for their services ; and the cost *per capita* for instruction is less than was ever before, or elsewhere, attained in the administration of public schools. More than one-third of the total revenues of the State, including the poll tax, goes to the maintenance of the free schools, in which equal advantages are given whites and blacks, and in which something like an equal number of the children of each race are taught from the same class books by fairly competent instructors. With an expenditure so inadequate, and yet, considering the resources of the State, so liberal, it is impossible to erect a school house in every sparsely settled neighborhood, and to furnish educational facilities to every child ; but the progress that has been made in this direction in the last six years encourages a reasonable hope of the ultimate realization of our fondest desire for free schools within easy reach of all the youth of the commonwealth.

INSANE HOSPITAL.

On the 30th of September, 1878, there remained in the Alabama Insane Hospital, at Tuscaloosa, 401 patients. In the last two years 214 patients have been admitted, and 213 have been discharged, leaving 402 under medical treatment on the 30th of September last, of whom 213 are women and

189 men. The per centage of cures on admissions was 44.50, and the per centage of deaths on the total number treated was 5.84. Of those under treatment at the date of the report, 71 were colored. The number of applications for treatment in the two years beginning October 1, 1878, was 427, of which 214 were received. In this time 142 were refused for want of room. The Hospital receipts for 1878-79, were \$85,095.95, of which \$68,659.50 was from the State, and the balance from paying patients, sale of stock, borrowed money, etc., and the expenditures for all purposes were \$85,095.95. The receipts for 1879-80 were \$84,658.07, of which \$67,203.50 was from the State, and \$3,288.15 was borrowed, and the expenditures, including the payment of money borrowed the previous year, were the same.

The Superintendent's Report, herewith submitted, will inform you of all the details of the management and operations of this meritorious and admirably conducted institution, for the two years previous to its date.

Ample provision for the care of its insane is one of the most imperative duties of the commonwealth. There is not ample provision for the care of the insane of Alabama. There are many insane persons in the jails of the counties, degraded and reproached, for no fault of their own, by enforced association with criminals of all degrees; and many others are with their families, where, under the most favorable circumstances, they cannot have proper attention and treatment. The Hospital is full to overflowing. Your attention cannot be given to a subject that appeals more strongly to your sympathies. You will discharge your duty in the premises, taking into consideration the obligations we are under to this unfortunate class, and the condition of the public treasury, which, in my judgment, will not warrant provision on the scale urged by the Superintendent. Perhaps temporary additional accommodations at Tuscaloosa, and less expensive improvements of other kinds that are in progress, would sufficiently meet the more pressing necessities, until the financial condition of the State will justify more extensive and permanent works. If it cannot be done otherwise, economy should be strained in other matters, to find the means of giving some further relief in this direction.

DEAF AND DUMB AND BLIND ASYLUM.

The reports of the officers of the Alabama Institution for

the Deaf and Dumb and the Blind are a very gratifying exhibit of its condition and prospects. There are sixteen acres in the grounds of the Institution, on which are four separate brick buildings and three frame structures, in addition to which there is, in course of construction, a substantial brick laundry, to be completed by May 1st next. Since the last report, the new chapel and school building, 76 feet 2 inches by 42 feet 8 inches, three stories high, has been erected at a cost of \$9,750.00, and has been paid for out of the savings from former appropriations. It is built of pressed brick, trimmed with Stone Mountain granite, and covered with slate. There was a balance in the hands of the Treasurer of \$1,793.25 on the 30th of September last. There are 56 deaf mutes and 19 blind in the classes of the school, whose conduct and progress are entirely satisfactory. But one pupil has died in two years. A weekly newspaper, the Messenger, is owned and edited by deaf mutes, pupils of the Institution, and all the work upon it is done by pupils, who are thus taught the art of type setting. All deaf mutes in the State, and all blind children over eight years of age, are entitled to the benefits of the Institution free of charge, save that all except the indigent, bear the expense of travel from their homes, and pay for their clothing. The post-office address of deaf and dumb and of the blind children in the State is desired by the Principal of the Institution. The last General Assembly appropriated \$15,000 a year for the support of this benevolent and beneficent Institution, but previously the State appropriations for its support were \$18,000 a year, from which the savings were made for the valuable improvements that have been wrought. The greatest practical economy appears to have been exhibited in its management.

THE PENITENTIARY.

The Report of the Inspectors of the Penitentiary for the two years ending September 30, 1880, made in conformity to the requirements of the act of February 13, 1879, is much fuller, and therefore more satisfactory, than previous reports of the operations of that Institution. It appears that on the 30th of September, 1878, there were 654 convicts in the penitentiary, after which date 270 were received and 5 were re-captured, making a total during the two years of 929. Of these 274 were discharged, 29 were pardoned, 26 escaped, and 60 died, leaving in the prison, on the 30th of September,

1880, only 540 convicts—a decrease in two years of 114. The Report gives the name of each convict, the county from which he was sent, the offense of which he was convicted, the term for which he was sentenced, the date at which he was received, his color, nativity, and conduct, and where, and by whom he is worked.

On the 30th of September, 1878, there was due to the penitentiary, and uncollected, from contractors \$17,270.81; from the United States \$626.50, and from other sources \$35.11, and there was in the hands of the Warden, in cash, \$5,313.37—in all \$23,247.79. The gross earnings of the prison for two years were \$51,813.15, and the expenses for provisions, clothing, wood, medicine, and transportation of convicts, since March 1st, 1879, were \$9,840.94, leaving as net earnings \$41,972.21. This and the dues and cash, at the beginning of the biennial period, amounting to \$65,220, is accounted for as follows: paid into the Treasury \$45,000, due and uncollected from contractors \$18,182.85, from the United States \$309.55, from sundry sources \$16, and cash in the hands of the Warden, September 30, 1880, \$1,711.60.

This report, as the reports of the State officers and other State institutions, is dated on the last day of each fiscal year, and is made up to that day. Hence each report of the Inspectors shows large balances due from contractors, which, in fact, are not payable, and therefore cannot be collected, until the first day of the ensuing fiscal year—the next day. No old or insolvent claims are embraced in these balances, which are all secured, and are promptly paid as they mature, the proceeds thereof going into the cash receipts of the next business year.

Previous to the act of February 7th, 1879, the transportation of convicts from the county jails to the penitentiary had cost annually from \$12,000 to \$16,000, which was paid from the public Treasury. That act went into effect March 1, 1879, since which time the total cost of this service has been \$328.65, which has been paid by the Warden and properly charged to expense account. Previous to the first of March, 1879, the expense per capita of conveying convicts to the penitentiary averaged about \$59; since that date, the average per capita expense has been \$1.70.

In 1878-9 the State paid from the treasury for transportation of convicts (previous to March 1st, 1879,) \$4,739.06, and for salaries of officers of the penitentiary \$8,084.98, and received into the treasury from the penitentiary \$18,000.

In 1879-80 it paid from the treasury to officers of the penitentiary \$7,790.40, and nothing for transporting convicts, and received into the treasury from the penitentiary \$27,000. In the two years ending September 30th, 1880, the State paid on account of the penitentiary \$20,814.44, and received from the penitentiary \$45,000, the excess of receipts over disbursements, on this account, being \$24,385.56. To this must be added to the credit of the penitentiary 1\$,2000, paid in convict labor on the penitentiary farm, under a contract entered into by Governor Houston, pursuant to the act of March 10, 1875. In this period, also, improvements have been made on the penitentiary buildings, of the estimated value of \$2,000. These summed up fix the aggregate net profits to the State, from the penitentiary for two years, at \$38,385.56. In the two years ending September 30, 1878, the State paid from the Treasury, on account of the penitentiary (including the transportation of convicts), \$40,992.82, and received from the penitentiary \$30,000 in cash, and \$12,000 in payments on the penitentiary farm, the net profits for the biennial period being only \$1,007.18, exclusive of any improvements that may have been made on the grounds or buildings in the time, which was better than had ever before been done by the State.

RAILROAD LEGISLATION.

The demand for legislation to correct alleged abuses and prevent alleged unjust discriminations and extortions, in the rates of freight and passenger tariffs on railroads in this State, is so general and pressing, that you cannot fail to give it your serious and earnest consideration. It is probable that many unreasonable complaints of railroads and railroad management are made, and that at least some of the grievances, for which redress is asked, are more imaginary than real, but there is no doubt there are abuses to correct, and discriminations to prevent. The magnitude of the interests involved, and the difficulty of adequately protecting them all without injuring any, impose upon you, in the treatment of this subject, at once a grave responsibility and an imperative duty. The Constitution of the State confers upon you the power which you are asked to exercise; and the courts of highest resort have asserted that, "unless protected by their charters," railroads "are subject to legislative control as to their rates of fare and freight."

You will determine the extent to which this control shall

be exerted, and the manner in which it shall be applied. There will be, on your part, no disposition to oppress the railroads, or to impair their efficiency as common carriers. Your purpose, on the contrary, will be to protect them in the legitimate exercise of all their rights, and in the legitimate enjoyment of all their privileges, immunities and franchises. Your sole object will be to correct abuses and to prevent extortions and unjust discriminations by them; and to attain this you should not hesitate to exert all the power vested in the legislature. I am not prepared to assist you with specific recommendations, because I have not had the time and the means to give the subject matter the patient investigation and careful study which would qualify me as an adviser; but I will co-operate with you in devising, shaping, and perfecting such action as to your judgment shall appear proper and adequate.

THE PARDONING POWER.

The pardoning power is, by the constitution, vested in the Governor, subject to such rules and regulations as may be prescribed by law. Its exercise, constantly invoked, and perhaps too frequently granted, is a delicate and embarrassing duty. Even in cases where the greatest crime has been followed by a righteous verdict and a just sentence, plausible *ex parte* representations may be urged with much force; and citizens of the greatest respectability, unable to resist persistent personal importunity, too often become petitioners for undeserved clemency. The Governor cannot entirely ignore statements supported by names of highest character, no matter how strongly he may be inclined to respect the verdict of the jury, lest the innocent suffer, while if, through his mistaken judgment, or too ready credulity, the guilty escape, justice is wronged, and the law is robbed of its terror for the evil-doer. Acting with the best intentions, and after the greatest care and deliberation, he must sometimes err on the one side and sometimes on the other, in the one case doing irremediable wrong to the individual, or in the other inflicting irremediable injury upon society. The duty of rejecting a final appeal in a case involving life, liberty, or property, on the one hand, or on the other of releasing from a proper sentence, a justly convicted offender against the peace and dignity of the commonwealth, is too grave to be imposed upon a single person, without official and responsible advice. I commend to your consideration

the propriety of creating a board of pardons, to be composed of the Attorney General of the State, and two other persons, without whose recommendation, in writing, with the reasons therefor, the governor may not remit fines or forfeitures, or grant commutations or pardons, leaving to him, with no other than existing restrictions, the power to grant reprieves. During the session there will be communicated to you the details of each case of reprieve, commutation, or pardon, granted during the last two years, with the reasons therefor.

THE HARD LABOR SYSTEM.

The laws prescribing and regulating hard labor for the county, as a punishment for crime, need revision.

As an alternative for imprisonment in the penitentiary, this system has no existence in other States. It is peculiar to Alabama, where it results in such diversity of punishment for the same offense, in different localities, that in some cases felons practically escape with a fine, and in others are punished excessively and cruelly; for a sentence to hard labor for the county is supplemented by a further conditional sentence, often for a longer period than that fixed for the crime, for the payment of costs, thus bearing hardly and unequally on the evil-doer, whose inability to pay subjects him to longer confinement and service. The penitentiary was established, and supported for years, at heavy cost to the State, for the confinement and punishment of felons; and unless, now that it has become a source of revenue, it is to be abolished, directly or indirectly, persons convicted of felonies, other than capital, should be sent to it. The growing disposition to substitute hard labor for the county for hard labor in the penitentiary, is depopulating the latter, in which the number of convicts is decreasing at the rate of more than fifty a year—the actual decrease in two years being 114. I recommend that hard labor for the county, as a means of punishment, be confined to misdemeanors.

I also recommend such changes in the laws prescribing hard labor for the county for misdemeanors as will forbid and prevent punishment for non-payment of costs. In a recent case, an offender convicted of two misdemeanors on the same day and in the same court was sentenced to three months hard labor for each offense, and, on default of payment of costs, to hard labor for an additional period of nearly three years in each case. This is an instance of unusual hardship; but many cases differing from this in degree only have been

brought to my attention. Inability to pay costs is not a crime, and should not be treated as such. Reasonable costs should be paid by the county which has the service at hard labor of convicts for misdemeanors, and the State should pay reasonable costs where the sentence is to the penitentiary. Adequate punishment should be inflicted for every offence committed; but no punishment should ever be permitted for mere inability to pay what is in effect and fact whatever it may be in law, a debt to the State or to its officers.

THE MILITIA.

Our militia exists on paper only. Its organization consists of generals without commands, and a staff without duties. We have, however, two regiments, and several unattached companies, of State Troops, uniformed and armed. These are supplied with arms and accoutrements, but have no other aid from the State. They furnish their own uniforms and armories, and bear the expense of drill and encampment. They have no tents, no blankets, and no cooking utensils. They give their time freely to preparation for public usefulness, and tax themselves heavily for their own maintenance. Their officers are not exempted from payment of fees for their commissions. They are at all times subject to the order of the Governor, and always respond with alacrity to any summons from the civil authority; but there is no provision for their pay when in actual service, nor for their transportation to the scene of any riot or insurrection. They deserve well of the State, and need encouragement in the performance of their duties, and assistance in perfecting and making more efficient their organization.

CONCLUSION.

Having as fully as possible communicated to you information of the state of the government, and recommended for your consideration such measures as seem expedient or necessary for the promotion of the public interests, I invoke the blessing of God upon your deliberations, and take leave of you in the confident assurance that the sole purpose of all your acts will be the general good.

R. W. COBB, Governor.

AFTER THE MESSAGE.

Mr. Calloway offered the following joint resolution:

Resolved by the House, (the Senate concurring), That

three thousand copies of the Governor's message be published for the use of the two houses.

Mr. Price moved, as a substitute for the resolution, that the message be received and ordered to lie on the table, and 500 copies be printed for the use of the House.

Mr. Calloway moved to amend the amendment by striking out 500 and inserting 1000; which was lost, and the substitute was adopted, and the resolution as amended was adopted:

Mr. Donoho offered the following joint resolution, which was adopted:

Resolved by the House, (the Senate concurring), That a joint committee of three from the House and two from the Senate be appointed to invite the clergy of the city of Montgomery to open the daily sessions of this body with prayer.

Committee—Messrs. Donoho, Calloway, and Renfro.

On motion of Mr. Price, the usual courtesies of the House were extended to members of the Press. At the hour of 1:15 p. m., the House, on motion of Mr. Betts, adjourned until to-morrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

THURSDAY, November 11, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Richards of Chambers.

Upon the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bugler, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vanght, Waller, Walker of Marengo,

Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Journal of yesterday read and approved.

Mr. W. S. Ford, Engrossing Clerk, came forward and took the oath of office.

CALL OF THE COUNTIES.

Upon the call of the counties, bills were introduced :

By Mr. Robinson of Jackson—

H. B. 1. To amend section 5063 of the Code ;

By Mr. Foster—

H. B. 2. To provide for the redemption of property, recovered in actions of detinue founded on mortgage ;

Also,

H. B. 3. To amend section 4443 of the Code of Alabama ;

Also, (accompanied with petition and publication of notice, &c.)—

H. B. 4. To incorporate the Magnolia Hook and Ladder Company of Tuskegee ;

By Mr. Brooks of Macon—

H. B. 5. To amend section 31 of the public school law, approved February 7, 1879 ;

Also,

H. B. 6. To amend an act for the relief of maimed soldiers, approved February 13, 1879 ;

By Mr. Langdon, (with petition)—

H. B. 7. To amend section 4360 of the Code of Alabama ;

Also, (accompanied with notice of publication, &c.)—

H. B. 8. To extend the charter of the Mobile Savings Bank, and amend the provisions thereof ;

By Mr. Price—

H. B. 9. To amend section 1944 of the Code of Alabama ;

Also, (with petition)—

H. B. 10. To repeal section 2362 of the Code, so far as the same applies to Mobile county ;

By Mr. Skeggs—

H. B. 11. To fix the salaries of the Solicitor of each judicial circuit, and of the county of Mobile ;

By Mr. Owens—

H. B. 12. To repeal section 4810 of the Code of Alabama ;

By Mr. Donoho—

H. B. 13. To amend section 413 of the Code of Alabama ;

Also,

H. B. 14. To repeal an act entitled an act to authorize persons to keep and use skiffs, or other crafts therein named, for conveying foot passengers across the Black Warrior river, opposite the city of Tuscaloosa;

By Mr. Long—

H. B. 15. To repeal an act to amend section 274 of the Code of Alabama, approved February 12, 1879;

Also,

H. B. 16. To repeal an act to amend section 276 of the Code of Alabama, approved February 8, 1879;

Also,

H. B. 17. To repeal section 4369 of the Code of Alabama;

By Mr. Betts—

H. B. 18. To amend an act to incorporate the Gulf Mining Company, approved February 2, 1876;

By Mr. Wilson of Chambers—

H. B. 19. To prohibit the sale or otherwise disposing of spirituous, vinous, or malt liquors, in Beat 6, in Chambers county, Alabama;

Which bills were severally read once and ordered to a second reading on to-morrow.

On motion of Mr. Foster, the House adjourned until to-morrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

FRIDAY, November 12, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of

Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—91

Journal of yesterday read and approved.

The speaker announced the following

STANDING COMMITTEES OF THE HOUSE:

Judiciary.—Messrs. Watts, Price, Clark, Foster, Powell, Welborn, Robinson of Jackson, Nelson, Waller, Wilson of Shelby and Lane.

Ways and Means.—Messrs. Brewer, Brown of Tuskaloosa, White, Renfro, Dement, Nowlin, Price, Brown of Russell, Gilmore, Avery and Thomas.

Federal Relations.—Messrs. Betts, Bulger, Kent, Collier, Beard, Patton, Camp, Bowdon, Wright of Butler, Long and Pickens.

Privileges and Elections.—Messrs. Clark, Barnett, Calhoun, Bruce, Walker of Montgomery, Harris, Morrisette, Caffee, Long, Shields and Lanier.

Education.—Messrs. Langdon, Cowart, Donoho, Skeggs, Beck, Harris of Lee, Slaughter, Brooks of Macon, Hammond, Smith and Patton.

Commerce and Common Carriers.—Messrs. Foster, Langdon, Watts, Betts, Brown of Tuskaloosa, Cleveland, Davidson, Wilson of Shelby, Lary, Calloway and Bruce.

Corporations.—Messrs. Nelson, Lane, Barnett, Sheldon, Billingslea, Lanier, Wright of Russell, Newsom, Beard, Nolen and Head.

Appropriations.—Messrs. Brown of Tuskaloosa, Renfro, Brown of Russell, Walker of Marengo, Kent, Waller, Milner, Nolen, Maddox, Vaught and Shields.

Temperance.—Messrs. Powell, Robinson of Conecuh, Bradford, Owens, Floyd, McCullough, Kirkland, Cunningham, Nowlin, Dement and Calloway.

Agriculture.—Messrs. Davidson, Clark, Nettles, Dement, McCullough, Calhoun, Bowdon, Newsom, Wright of Butler, Nolen and Floyd.

Local Legislation.—Messrs. Robinson of Jackson, Bankhead, Billingslea, Collier, Mason, Wimberly, Wright of Lee, Heacock, Underwood, Glover and Ramsay.

Accounts and Claims.—Messrs. Wellborn, Slaughter, Pound,

Sowell, Tyson, Brassfield, Johnson of Autauga, Johnson of Blount and Milner.

Counties and County Boundaries.—Messrs. Grayson, Bradford, Brooks of Covington, White, Hogue, Hammond, McCullough, Nettles and Vaught.

Public Buildings and Institutions.—Messrs. Taylor, Cunningham of Franklin, Brassfield, Wilson of Chambers, Hogue, Morrisette, Agnew, Bowdon and Head.

Penitentiary.—Messrs. Lary, Cleveland, Sowell, Armstrong, Avery, Caffee, Bankhead, Sharit and Johnson of Blount.

Public Printing.—Messrs. Cowart, Mason, Owens, Sanders, Tyson, Brooks of Macon, Gilmore, Heacock and Camp.

Military.—Messrs. Bulger, Beck, Sheldon, Walker of Montgomery, Sowell, Ramsay, Martin, Newman and Kirkland.

Public Roads and Highways.—Messrs. Walker of Marengo, Pound, Ramsay, Wright of Russell, Brooks of Covington, Milner, Newman, Caffee and Martin.

Engrossed Bills.—Messrs. Lane, Pickens, Glover, Sanders, Thomas, Heacock and Maddox.

Enrolled Bills.—Messrs. Bankhead, Skeggs, Grayson, Johnson of Autauga, Taylor, Wilson of Chambers and Camp.

On Rules.—Mr. Speaker, Messrs. Betts, Foster, Agnew, Morrisette, Smith, Martin and Wimberly.

BILLS ON SECOND READING.

The bills—

- H. B. 1. To amend section 5063 of the Code;
- H. B. 2. To provide for the redemption of property recovered in actions of detinue founded on mortgage;
- H. B. 3. To amend section 4443 of the Code of Alabama;
- H. B. 7. To amend section 4360 of the Code;
- H. B. 9. To amend section 1944 of the Code;
- H. B. 11. To fix the salary of the solicitors of the several judicial circuits, and of the county of Mobile;
- H. B. 12. To repeal section 4810 of the Code;
- H. B. 17. To repeal section 4369 of the Code;
- H. B. 10. To repeal section 2362 of the Code, so far as same applies to Mobile county;

Were severally read the second time, and referred to the judiciary committee.

The bills—

- H. B. 4. To incorporate the Magnolia Hook and Ladder Company of Tuskegee;
- H. B. 14. To repeal an act to authorize persons to keep

and use skiffs, or other water crafts therein named, for conveying foot passengers across the Black Warrior river opposite the city of Tuscaloosa;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 5. To amend section 31 of the public school laws, approved February 7, 1879;

Was read the second time, and referred to the committee on education.

The bill—

H. B. 6. To amend an act for relief of maimed soldiers, approved February 13, 1879;

Was read the second time, and referred to the committee on appropriations.

The bills—

H. B. 8. To extend the charter of the Mobile Savings Bank, and amend the provisions thereof;

H. B. 18. To amend an act to incorporate the Gulf Mining Company, approved February 2, 1876;

Were severally read the second time and referred to the committee on corporations.

The bill—

H. B. 13. To amend section 413 of the Code;

Was read the second time, and referred to the committee on ways and means.

The bills—

H. B. 15. To repeal an act to amend section 274 of the Code of Alabama, approved February 12, 1879;

H. B. 16. To repeal an act to amend section 276 of the Code of Alabama, approved February 8, 1879;

Were severally read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 11. To fix the salaries of the solicitor of each judicial circuit, and of the county of Mobile;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 19. To prohibit the sale, or otherwise disposing of, spirituous, or malt liquors in beat six, in Chambers county;

Was read the second time, and referred to the committee on temperance.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Powell—

H. B. 20. To regulate the fees of registers in chancery;

By Mr. Johnson of Blount—

H. B. 21. To amend an act to regulate the weighing and sampling of cotton in the counties of Montgomery, Dallas, Bullock, and Pike;

Also,

H. B. 22. To authorize the commissioners court of Blount county to lay off said county into four commissioners' districts, and to provide for the election of commissioners therein;

By Mr. Wright of Butler—

H. B. 23. To prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous, or malt liquors within two and one-half miles of the Forest Home (Methodist) church, in Butler county;

By Mr. Thomas—

H. B. 24. To repeal sections 518, 519, 520, 521 of the Code;

By Mr. Wilson of Chambers—

H. B. 25. For the relief of Z. T. Morris of Chambers county;

By Mr. Collier—

H. B. 26. To amend section 276 of the Code;

Also,

H. B. 27. To amend section 274 of the Code;

By Mr. Glover—

H. B. 28. To repeal section 4202 of the Code of 1876, as far as it relates to Choctaw county;

Also,

H. B. 29. To amend section 4358 of Code of 1876, relating to grand larceny;

By Mr. Cleveland—

H. B. 30. To provide for the transfer of dockets, records and papers belonging to chancery courts which have been abolished;

Also,

H. B. 31. To amend section 240 of the Code of 1876;

Also,

H. B. 32. To amend an act to amend section 739 of the Code;

Also,

H. B. 33. To make persons charged with crimes and offenses competent witnesses;

Also,

H. B. 34. To fix the salaries of the judges of the supreme court;

By Mr. Owens—

H. B. 35. To prohibit circuit solicitors from collecting conviction fees in the county courts;

By Mr. Nelson—

H. B. 36. To amend section 4377 of the Code;

Also,

H. B. 37. To require trustees and assignees to give bond in certain cases;

Also,

H. B. 38. To punish the fraudulent issuance of false receipts for merchandise, cotton, grain, or other produce, or for any article of value;

By Mr. Nowlin—

H. B. 39. To amend section 4731 of the Code;

Also,

H. B. 40. To amend sections 2942, 2944, 2945, 2946, and 3350 of the Code of Alabama;

By Mr. Bowdon—

H. B. 41. To repeal an act to regulate legal advertising in the county of Henry;

By Mr. Kent—

H. B. 42. To amend section 1698 of the Code;

By Mr. Sharit—

H. B. 43. To amend section 1548 of the Code of 1876;

By Mr. Harris—

H. B. 44. To secure the better enforcement of contracts;

By Mr. Foster—

H. B. 45. To remove the disqualification of witnesses on account of infamy;

By Mr. Betts—

H. B. 46. To establish a northern chancery division;

By Mr. Walker of Marengo—

H. B. 47. To amend section 395 of the Code of Alabama;

Also,

H. B. 48. To amend section 389 of the Code of Alabama;

By Mr. Bradford—

H. B. 49. To repeal section 750 of the Code of Alabama;

By Mr. Langdon—

H. B. 50. To provide for the election of a county treasurer of Mobile county;

Also,

H. B. 51. To provide for the collection of taxes, and other county dues, in money;

By Mr. Price—

H. B. 52. To fix the time of holding the circuit courts and of pleading in the first judicial circuit of Alabama;

By Mr. Langdon—

H. B. 53. To amend section 4169 of the Code of Alabama;

By Mr. Sheldon—

H. B. 54. To amend section 757 of the Code;

By Mr. Nettles—

H. B. 55. To prevent the sale of spirituous or vinous liquors in one and one-half miles of Asbury camp grounds, Monroe county;

By Mr. Walker of Montgomery—

H. B. 56. To provide for the regulation of freight and passenger tariffs in this State, to prevent unjust discrimination and extortion in the rates charged for transportation of passengers and freights; and to prohibit railroad companies, corporations and lessees, in this State, from charging other than just and reasonable rates, and from being monopolies; and to punish the same, and to provide a mode of procedure, and rules of evidence in relation thereto; and to regulate the tariffs for freight and passengers on said railroads; and to appoint commissioners, and to prescribe their powers and duties in relation to the same;

By Mr. McCullough—

H. B. 57. To repeal so much of an act, passed February 5, 1872, to prevent the selling of spirituous and vinous liquors within three miles of Liberty, Midway and Rehoboth churches, in beats 9 and 11, Montgomery county, as relates to Liberty Church;

By Mr. Hogue—

H. B. 58. To amend an act to amend section 5042 of the Code, approved February 13, 1879;

Also,

H. B. 59. For the preservation of game and birds in Perry county;

By Mr. Davidson—

H. B. 60. To repeal an act to confer jurisdiction upon the probate judge of Perry county, concurrent with the circuit

court, with authority to hold court at Uniontown, Alabama, approved February 13, 1879;

By Mr. Brown of Russell—

H. B. 61. Fixing a liability for damages done by stock to lands, crops or other property giving a lien on the stock, and prescribing the remedy therefor;

Also,

H. B. 62. To amend section 1544 of the Code;

By Mr. Bulger—

H. B. 63. To amend sections 7, 8 and 12 of an act to incorporate the town of Dadeville, in Tallapoosa county, approved January 16, 1879;

By Mr. Donoho—

H. B. 64. To change the boundary line between the counties of Tuskaloosa and Bibb;

By Mr. Brown of Tuskaloosa—

H. B. 65. To amend section 1680 of the Code of Alabama;

Also,

H. B. 66. To extend the charter of the Alabama Coal and Slackwater Company;

Also,

H. B. 67. To amend the charter of the Alabama Coal and Slackwater Company;

Also,

H. B. 68. To amend the charter of the Alabama Coal and Slackwater Company;

Also,

H. B. 69. To amend an act supplemental to an act to amend the corporation laws of Alabama, approved August 12, 1868;

By Mr. Donoho—

H. B. 70. To amend an act to amend section 153 of the Code of Alabama, approved February 13, 1879;

By Mr. Morrisette—

H. B. 71. To repeal section 4887 of the Code;

By Mr. Thomas, (with evidence of publication of notice, &c.)—

H. B. 73. To authorize Cicero Chaphell of Chambers county to peddle without license;

By Mr. Betts—

H. B. 74. To authorize the trustees of the State University to hold a special session of their board at Montgomery, in certain cases;

By Mr. Brewer—

H. B. 72. To amend an act to secure more competent and well qualified jurors, in the counties of Montgomery, Lowndes, Autauga, Dallas, Perry and Bullock, approved December 19, 1876;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Betts offered a joint resolution—

Raising a joint committee on re-apportioning representation in the General Assembly;

Which was read and adopted.

Committee on the part of the House, Messrs. Betts, Langdon and White.

Mr. Brown of Tuscaloosa, offered the following resolution, which was adopted:

Resolved, That a standing committee, to consist of nine members, be appointed on fees and salaries.

Mr. Price offered the following resolution, which was adopted:

Resolved, That the committee on rules be, and they are, hereby instructed to report, as early as practicable, a set of permanent rules for the government of the business of the House, and report the number that ought to be printed.

Mr. Langdon offered the following resolution, which was adopted:

Resolved, That the clerk be instructed to notify the Senate that on to-morrow at 12 M. the votes cast for executive officers at the last August election will be counted, and to invite the Senate to be present to witness the opening of the returns and the proclaiming of the result of said election.

Mr. Bradford offered the following resolution, which was adopted:

Resolved, That the clerk be, and he is, hereby instructed to have printed, for the use of the House, two thousand copies of the list of standing committees.

Mr. Langdon submitted the following report, which was adopted:

The joint committee of the two houses of the General Assembly, appointed to fix the time for the election of solicitors, beg leave to report the following resolution:

Resolved, That a joint session of the two houses of the General Assembly be held in the hall of the House of Representatives on Tuesday next, the 16th inst., at 12 o'clock M..

to elect solicitors for the several judicial circuits of this State, and for the county of Mobile.

C. C. LAXGDOX.

Chairman House Committee.

Petitions were severally presented by Messrs. Shields, Bruce and Skeggs, from citizens of St. Clair, DeKalb and Morgan, for the passage of a law prohibiting the running of freight trains on Sunday;

Which were read and referred to the committee on commerce and common carriers.

On motion of Mr. Foster, the House adjourned till to-morrow morning at 10 o'clock.

HOUSE OF REPRESENTATIVES.

SATURDAY, November 13, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Calloway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Journal of yesterday read and approved.

The Speaker announced the following as the

COMMITTEE ON FEES AND SALARIES.

Messrs. Brooks of Macon, Donoho, Robinson of Conecuh,

Kent, Pickens, Newman, Bankhead, Cunningham and Wimberly.

Also, announced as the committee on the part of the House to examine offices of Treasurer and Auditor—

Messrs. Brown of Tuscaloosa, Nowlin and Skeggs.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 13, 1880.

Mr. Speaker:

The Senate has concurred in the following House joint resolution:

Resolved, That a joint committee, consisting of three from the House and two from the Senate, be appointed to invite the clergy of Montgomery to open the daily sessions of this body with prayer.

Committee on part of the Senate, Messrs. Cunningham, Rushing and Bowles.

And has adopted the following joint resolution:

Resolved, That a joint session of the two houses of the General Assembly be held in the hall of the House of Representatives on Tuesday next, the 16th inst., at 12 o'clock M., to elect solicitors for the several judicial circuits of this State, and a solicitor for the county of Mobile.

WM. L. CLAY, Secretary.

BILLS ON SECOND READING.

The bills—

H. B. 20. To regulate the fees of registers in chancery;

H. B. 31. To amend section 240 of the Code of 1876;

H. B. 35. To prohibit circuit solicitors from collecting conviction fees in the county courts;

H. B. 70. To amend an act to amend section 153 of the Code, approved February 13, 1879;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 21. To amend an act to regulate the weighing and sampling of cotton in the counties of Montgomery, Dallas, Bullock and Pike;

H. B. 61. Fixing a liability for damages done by stock to lands, crops or other property, giving a lien on the stock, and prescribing a remedy therefor;

Were read the second time, and referred to the committee on agriculture.

The bills—

H. B. 25. For the relief of Z. T. Morris, of Chambers county;

H. B. 29. To amend section 4358 of the Code of 1876, relating to grand larceny;

H. B. 33. To make persons charged with crimes and offenses competent witnesses;

H. B. 34. To fix the salaries of the judges of the Supreme Court;

H. B. 36. To amend section 4377 of the Code;

H. B. 37. To require trustees and assignees to give bond in certain cases;

H. B. 60. To repeal an act to confer jurisdiction upon the probate judge of Perry county, concurrent with the circuit court, with authority to hold court at Uniontown, Alabama, approved February 13, 1879;

H. B. 38. To punish the fraudulent issuance of false receipts for merchandise, cotton, grain or other produce, or for any article of value;

H. B. 39. To amend section 4731 of the Code;

H. B. 71. To repeal section 4887 of the Code;

H. B. 40. To amend sections 2942, 2944, 2945, 2946 and 3350 of the Code of Alabama;

H. B. 44. To secure the better enforcement of contracts;

H. B. 45. To remove the disqualification of witnesses on account of infamy;

H. B. 46. To establish a northern chancery division;

H. B. 49. To repeal section 750 of the Code;

H. B. 50. To provide for the election of a county treasurer of Mobile county;

H. B. 52. To fix the time of holding the circuit courts and of pleading in the first judicial circuit;

H. B. 54. To amend section 757 of the Code;

H. B. 53. To amend section 4169 of the Code;

H. B. 72. To amend an act to secure more competent and well qualified jurors in the counties of Montgomery, Lowndes, Autauga, Dallas, Perry and Bullock, approved December 19, 1876;

H. B. 58. To amend an act to amend section 5042 of the Code, approved February 13, 1879;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 22. To authorize the commissioners court of Blount

county to lay off said county into four commissioners districts, and to provide for the election of commissioners therein;

H. B. 28. To repeal section 4202 of the Code, so far as relates to Choctaw county;

H. B. 30. To provide for the transfer of dockets, records and papers belonging to chancery courts which have been abolished;

H. B. 41. To repeal an act to regulate legal advertising in the county of Henry;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 23. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors within two and one-half miles of the Forest Home Methodist Church, in Butler county;

H. B. 43. To amend section 1548 of the Code of 1876;

H. B. 57. To repeal so much of an act passed February 5, 1872, to prevent the selling of spirituous and vinous liquors within three miles of Liberty, Midway and Rehoboth Churches, in beat 9 and 11, Montgomery county, as relates to Liberty Church;

H. B. 55. To prevent the sale of spirituous or vinous liquors in one and one-half miles of Ashbury Camp Grounds, Monroe county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 27. To amend section 274 of the Code;

H. B. 26. To amend section 276 of the Code;

Were severally read the second time and referred to the committee on privileges and elections.

The bills—

H. B. 62. To amend section 1544 of the Code;

H. B. 73. To allow Cicero Chaphell to peddle without license;

H. B. 24. To repeal sections 518, 519, 520 and 521 of the Code;

H. B. 47. To amend section 395 of the Code;

H. B. 51. To provide for the collection of county taxes, and other county dues, in money;

H. B. 48. To amend section 389 of the Code;

Were severally read the second time and referred to the committee on ways and means.

The bills—

H. B. 42. To amend section 1698 of the Code;

H. B. 56. To provide for the regulation of freight and passenger tariffs in this State, to prevent unjust discriminations and extortions in the rates charged for transportation of passengers and freights, and to prohibit railroad companies, corporations and lessees in this State from charging other than just and reasonable rates, and from being monopolies, and to punish the same, and to provide a mode of procedure and rules of evidence in relation thereto, and to regulate the tariffs for freight and passengers on said railroads, and to appoint commissioners, and to prescribe their powers and duties in relation to the same;

Were severally read the second time, and referred to the committee on commerce and common carriers, and 200 copies of the bill No. 56 were ordered to be printed.

The bill—

H. B. 74. To authorize the trustees of the State University to hold special sessions of the board, at Montgomery, in certain cases;

Was read the second time, and referred to the committee on education.

The bill—

H. B. 64. To change the boundary line between the counties of Tuskaloosa and Bibb;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 65. To amend section 1680 of the Code of Alabama;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 63. To amend sections 7, 8, 12, of an act to incorporate the town of Dadeville, in Tallapoosa county, approved January 16, 1879;

Was read the second time.

Mr. Bulger offered an amendment, which was, with the bill, referred to the committee on corporations.

The bills—

H. B. 66. To extend the charter of the Alabama Coal and Slackwater Company;

H. B. 67. To amend the charter of the Alabama Coal and Slackwater Company;

H. B. 68. To amend the charter of the Alabama Coal and Slackwater Company;

H. B. 69. To amend an act supplemental to an act to amend the corporation laws of Alabama, approved August 12, 1868;

Were severally read the second time, and referred to the committee on corporations.

The bill—

H. B. 59. For the preservation of game and birds in Perry county;

Was read the second time, and referred to a special committee consisting of the members from Perry.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Shields—

H. B. 75. To require retail and wholesale liquor dealers to give bond and security to obtain license;

By Mr. Wilson of Chambers—

H. B. 76. To authorize defendants in State cases to pay fines and forfeitures with county claims;

By Mr. Collier—

H. B. 77. To prohibit the sale of malt, vinous, and spiritous liquors, or other intoxicating drinks, within two miles of the Methodist and Baptist churches, at or near Verbena, on the South and North Alabama railroad, in the county of Chilton;

By Mr. Glover—

H. B. 78. To amend section 4203 of the Code of 1876;

Also,

H. B. 79. To regulate the prosecution of the offense of affrays;

By Mr. Owens—

H. B. 80. To repeal section 4291 of the Code, so far as Crenshaw and Covington counties are concerned.

By Mr. Callaway—

H. B. 81. To repeal title 6, chapter 1, articles 1 and 2, of the Code, so far as the same relates to the county of Dale;

By Mr. Nelson (by request)—

H. B. 82. To prevent the running at large of stock in certain parts of Dallas county;

By Mr. Hammond—

H. B. 83. To more particularly describe the ballot, and how they must be received and deposited;

Also,

H. B. 84. To amend section 4109 of the Code.

Also,

H. B. 85. To authorize the commissioners court of Calhoun county to lay off said county into four commissioners' districts;

By Mr. Lary—

H. B. 86. To extend the provisions of an act for the preservation of game in the counties of Mobile, Monroe, and and other counties, approved February 13, 1879, to the county of Elmore;

By Mr. Bowdon—

H. B. 87. To repeal an act to amend section 274 of the Code;

By Mr. Vaught—

H. B. 88. To provide for the compensation of sheriffs, inspectors, and clerks of election in the State;

By Mr. Robinson of Jackson—

H. B. 89. To regulate the trial of misdemeanors in Jackson county;

By Mr. Tyson—

H. B. 90. Authorizing the clerk of the circuit court of Lowndes county to act as *ex-officio* clerk of county court;

By Mr. Betts—

H. B. 91. To repeal the act to prohibit the sale, &c., of liquors, &c., within two miles of Madison, in Madison county;

Also,

H. B. 92. For relief of certain persons therein named;

By Mr. Walker of Marengo—

H. B. 93. To amend section 435 of the Code;

Also,

H. B. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved February 13, 1871;

By Mr. Bradford—

H. B. 95. To regulate the collection of State and county taxes;

By Mr. Camp—

H. B. 96. To repeal an act to regulate the fine and forfeiture fund in certain counties, so far as the same relates to the county of Marion;

By Mr. Milner—

H. B. 97. To amend section 413 of the Code;

By Mr. Langdon—

H. B. 98. To provide for the costs of jury trials in civil cases;

Also,

H. B. 99. To amend sub-division 3 of section 5044 of the Code;

Also,

H. B. 100. To change the time and prescribe the mode of holding elections of the officers named in article 1, chapter 2, title 6, part 1, of the Code;

By Mr. Price—

H. B. 101. To amend section 362 of the Code;

Also,

H. B. 102. To amend section 360 of the Code;

Also,

H. B. 103. To amend section 464 of the Code;

By Mr. Nettles—

H. B. 104. To regulate the sale of lands under legal process;

By Mr. Skeggs—

H. B. 105. To repeal section 1653 of the Code, in so far as the same relates to the county of Morgan;

By Mr. Watts—

H. B. 106. To provide for the establishment of a reformatory for inebriates;

By Mr. Barnett—

H. B. 107. To repeal an act in reference to the preservation of game animals and birds in the county of Mobile, and other counties, so far as the same relates to Pike county;

By Mr. Maddox—

H. B. 108. To repeal sections 3286, 3287, 3288, of the Code, in relation to attachments for advances to make crops;

By Mr. Newman—

H. B. 109. To repeal an act, approved February 12, 1879, to amend section 4369 of the Code, and to repeal section 4369 of the Code, so far as the same relates to the county of Winston;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Petitions of citizens of Alabama against the running of freight trains on Sunday, were presented by Messrs. Billingslea and Brewer, which were read and referred to the committee on commerce and common carriers.

Mr. Bradford offered the following resolution, which was adopted :

Resolved, That a special committee be appointed by the Speaker, to be composed of one member from each county to which the present game law applies, and also one member from the county of Perry, and that all bills in reference to the protection of game be referred to said committee.

The Speaker appointed as the committee Messrs. Bradford, Cleveland, Glover, Ramsay, Brassfield, Calhoun, Sheldon, Nettles, Smith, Tyson, Waller, Walker of Montgomery, Morrisette, Barnett, Heacock, Beard, Caffee, Johnson of Autauga, Collier, Newsom, Sharit, Mason, Hogue.

Mr. Lane offered the following resolution, which was adopted :

Resolved, That the Speaker appoint a committee of five to draft suitable resolutions commemorative of the death of George S. Houston, late United States Senator from Alabama.

Committee—Messrs. Lane, Watts, Langdon, Grayson and Foster.

Mr. Bulger presented petition from George Y. Jarvis and others, praying for a law prohibiting the sale of liquors within beat 4, Tallapoosa county ; which was referred to the committee on temperance.

On motion of Mr. Foster, the House took an informal recess until 12 m.

At the hour of 12 m. the House was called to order.

JOINT CONVENTION.

The two Houses assembled in joint convention in the hall of the House, for the purpose of witnessing the opening of the returns, and the proclaiming the result of the election held in August last for executive officers.

The rolls of the Senate and House were called.

There were present of the Senate :

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clarke, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, Malone, McClellan, McCurdy, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Ware—31 ; and

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark,

Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—93.

The Speaker then proceeded to open the returns and proclaim the result of the election held on the first Monday in August, 1880, for officers of the executive department of the State, as follows :

Counties.	Gov- ernor.	Sec. of State.	State Treas.	State Aud'tr	Att'y Gen'l.
	R. W. Cobb.	W. W. Screws.	Ike H. Vincent.	J. M. Carroll	H. C. Tompkins.
Antauga.....	1378	1375	1374	1376	1376
Baldwin.....					
Barbour.....	5199	5207	5213	5153	5211
Bibb.....	1412	1422	1422	1425	1425
Blount.....	2122	2115	2122	2118	2119
Bullock.....	2616	2628	2631	2439	2622
Butler.....	3295	3285	3294	3295	3295
Calhoun.....	3174	3128	3190	3202	3199
Chambers.....	3067	3061	3067	3062	3062
Cherokee.....	2995	2995	2994	994	2994
Chilton.....	1598	1597	1597	1597	1597
Choctaw.....	1432	1432	1433	1434	1434
Clarke.....					
Clay.....	1661	1600	1603	1691	1498
Cleburne.....	1390	1393	1389	1391	1391
Coffee.....	1333	1338	1338	1330	1338
Colbert.....	1340	1339	1348	1336	1336
Conecuh.....	1304	1304	1303	1303	1304
Cook.....	1657	1652	1654	1654	1658
Covington.....	905	903	904	904	904
Crenshaw.....					
Cullman.....	446	440	438	434	438
Dale.....	1665	1668	1666	1570	1671
Dallas.....					
DeKalb.....	1384	1309	1386	1356	1365
Elmore.....	1794	1788	1796	1788	1792
Escambia.....	692	694	691	687	689
Etowah.....	2016	2013	1993	2015	2014
Fayette.....					
Franklin.....	1040	1034	1038	1047	1043
Geneva.....	641	649	644	644	644
Greene.....	1761	1706	1750	1750	1750
Hale.....	1741	1741	1741	1741	1741
Henry.....	2818	2809	2806	2825	2789
Jackson.....	2397	2401	2400	2371	2390

	<i>Gov- ernor.</i>	<i>Sec. of State.</i>	<i>State Treas.</i>	<i>State Aud'tr</i>	<i>Att'y Gen'l.</i>
<i>Counties.</i>	<i>R. W. Cobb.</i>	<i>W. W. Screws.</i>	<i>Ike H. Vincent.</i>	<i>J. M. Carmichael</i>	<i>H. C. Tompkins.</i>
Jefferson.....	2342	2344	2352	2352	2352
Lamar.....	1456	1462	1462	1462	1462
Lauderdale.....	1893	1911	1919	1919	1916
Lawrence	1569	1603	1597	1597	1597
Lee.....	2642	2639	2634	2636	2634
Limestone.....	1860	1864	1867	1864	1857
Lowndes.....	3517	3513	3517	3517	3527
Macon.....	2109	2088	2114	2114	2114
Madison.....	3548	3571	3583	3586	3549
Marengo.....	3060	3058	3057	3058	3057
Marion.....	1158	1213	1214	1213	1212
Marshall.....	1641	1647	1654	1654	1672
Mobile.....	4711	4738	4719	4739	4738
Monroe.....	1161	1160	1161	1161	1161
Montgomery.....	4935	4967	4975	4961	4946
Morgan.....	1536	1524	1539	1538	1518
Perry.....	2515	2516	2516	2516	2516
Pickens.....	3183	3184	3189	3190	3188
Pike.....	2935	2938	2941	2938	2940
Randolph.....	1312	1306	1306	1316	1312
Russell.....	3183	3181		3182	
Shelby.....	1574	1348	1459	1457	1459
St. Clair.....	1655	1647	1647	1647	1647
Sumter.....	1711	1704	1705	1706	1706
Talladega.....	2338	2359	2337	2340	2335
Tallapoosa.....	4196	4191	4189	4188	4191
Tuscaloosa.....	2686	2678	2681	2678	2672
Walker.....	704	688	693	691	687
Washington.....	872	891	892	892	892
Wilcox.....	3389	3388	3387	3389	3389
Winston.....	180	144	141	140	141
TOTALS.....	127847	124314	124672	127573	124478

The joint convention then adjourned, and the Senate retired to its chamber.

On motion of Mr. Walker of Montgomery, the House adjourned till Monday morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, November 15, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris of the House.

On the call of the roll the following members answered to their names :

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Ribinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Winberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

Mr. Bradford gave notice that Mr. Walker of Marengo was absent on account of sickness.

Journal of yesterday read and approved.

By leave, Mr. Betts offered joint resolutions rescinding the resolution fixing Tuesday, 16th instant, at 12 m., as the time for the election of Solicitors, and providing that the two houses meet in joint convention to day, at 12 m., for said purpose;

Which was read and adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, NOV. 15, 1880.

Mr. Speaker :

The Senate has concurred in the House joint resolution

raising a joint committee to inquire into the practicability of re apportioning representation in the General Assembly.

Committee on the part of the Senate—Messrs. Harrison and Farnham.

WM. L. CLAY, Secretary.

Mr. Betts, from the committee on rules, reported a series of rules for the Government of the House, which were considered *seriatim*.

Mr. Price offered a substitute for Rule 40; which was adopted.

Mr. Price moved to amend rule 22, so as to require a two-thirds vote of the members present, instead of a majority, to cut off all debate. The House refused to adopt the amendment.

The rules, as reported and amended, were then adopted as a whole, and the Clerk was instructed to have 200 copies printed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, NOV. 15, 1880.

Mr. Speaker :

The Senate has concurred in the House joint resolution herewith sent, in reference to the election of solicitors.

WM. L. CLAY, Secretary.

Mr. Betts offered the following joint resolution, which was adopted :

Resolved by the House, the Senate concurring, That the committees on rules of the House and Senate, be appointed a joint committee to prepare such joint rules as may in their judgement be necessary for the dispatch of the business of the two houses.

BILLS ON SECOND READING.

The bills—

H. B. 76. To authorize defendants in State cases to pay fines and forfeitures with county claims;

H. B. 78. To amend Section 4203, of the Code of 1876;

H. B. 79. To regulate the prosecution of the offense of affrays;

H. B. 81. To repeal title 6, chapter 1, articles 1 and 2, of the Code of Alabama, so far as the same relates to the county of Dale;

H. B. 84. To amend section 4109 of the Code;

H. B. 89. To regulate the trial of misdemeanors in Jackson county;

H. B. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved February 13, 1871;

H. B. 98. To provide for the costs of jury trials;

H. B. 99. To amend subdivision 3, of section 5044, of the Code of Alabama;

H. B. 104. To regulate the sale of lands under legal process;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 91. To repeal the act to prohibit the sale, &c., of liquors, &c., within two miles of Madison, in Madison county;

H. B. 75. To require retail and wholesale liquor dealers to give bond and security, to obtain license;

Were read the second time, and referred to the committee on temperance.

The bills—

H. B. 77. To prohibit the sale of malt, vinous, and spirituous liquors, or other intoxicating drinks, within two miles of the Methodist and Baptist churches, at or near Verbena, on the South and North Alabama Railroad, in the county of Chilton;

H. B. 80. To repeal section 4291, of the Code of Alabama, so far as Crenshaw and Covington counties are concerned;

H. B. 82. To prevent the running at large of stock in certain parts of Dallas county;

H. B. 85. To authorize the commissioners court of Calhoun county to lay off said county into four commissioners' districts;

H. B. 96. To repeal an act to regulate the fine and forfeiture fund in certain counties, so far as the same relates to the county of Marion;

H. B. 105. To repeal section 1653 of the Code of Alabama, in so far as the same relates to the county of Morgan;

H. B. 109. To repeal an act approved February 12, 1879, to amend section 4369 of the Code, and to repeal section 4369 of the Code, so far as the same relates to the county of Winston;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 83. To more particularly describe the ballot, and how they must be received and counted ;

H. B. 87. To repeal an act to amend section 274 of the Code of Alabama ;

H. B. 100. To change the time and prescribe the mode of holding elections of the officers named in article 1, chapter 2, title 6, part 1, of the Code of Alabama ;

Were severally read the second time, and referred to the committee on privileges and elections.

The bills—

H. B. 88. To provide for the compensation of sheriffs, inspectors and clerks of elections in the State of Alabama ;

H. B. 32. To amend an act to amend section 739 of the Code ;

H. B. 101. To amend section 362 of the Code ;

Were severally read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 90. Authorizing the clerk of the circuit court of Lowndes county to act as *ex-officio* clerk of county court ;

Was read the second time, and referred to a select committee composed of the members from Lowndes.

The bills—

H. B. 86. To extend the provisions of an act for the preservation of game, in the counties of Mobile, Monroe and other counties, approved February 13, 1879, to the county of Elmore ;

H. B. 107. To repeal an act in reference to the preservation of game animals and birds in the county of Mobile, and other counties, so far as the same relates to the county of Pike ;

Were severally read the second time, and referred to the select committee on game law.

The bills—

H. B. 93. To amend section 435 of the Code ;

H. B. 95. To regulate the collection of State and county taxes ;

H. B. 97. To amend section 413 of the Code ;

H. B. 102. To amend section 360 of the Code ;

H. B. 103. To amend section 469 of the Code ;

Were severally read the second time, and referred to the committee on ways and means.

The bill—

H. B. 92. For the relief of certain persons therein named ;

Was read the second time, and referred to the committee on education.

The bill—

H. B. 106. To provide for the establishment of a reformatory for inebriates;

Was read the second time, and referred to the committee on public buildings and institutions, and 150 copies were ordered printed.

The bill—

H. B. 108. To repeal sections 3286, 3287, 3288 of the Code of Alabama, in relation to attachments for advances to make crops;

Was read the second time.

Mr. Hogue moved to amend, by striking out "1st November, 1881," and inserting "1st January, 1882."

The bill and amendment were referred to the committee on agriculture.

On motion of Mr. Betts, the House took an informal recess until 12 M.

At the hour of 12 the House was called to order, and the two houses assembled in the hall of the House, for the purpose of electing, by joint ballot, solicitors for the eight judicial circuits, and for the county of Mobile.

There were present, of the Senate—

Messrs. President, Bowles, Brooks, Brown, Bush, Clanton, Clarke, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

Of the House—

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Callahan, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller.

Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—93.

SOLICITOR FOR FIRST CIRCUIT.

Mr. Price of the House, nominated G. W. Taylor, of Choctaw.

Those who voted for Mr. Taylor are—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clark, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson, of the Senate—32; and

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vanght, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell, of the House—94.

SECOND CIRCUIT.

Mr. Walker of Montgomery, of the House, nominated F. S. Ferguson of Montgomery.

Those who voted for Mr. Ferguson are—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clark, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson, of the Senate—31; and

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead,

Barnett, Beard, Beck, Betts, Billingslea, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell, of the House—93.

THIRD CIRCUIT.

Mr. Powell nominated Alto V. Lee of Barbour county.

Those who voted for Mr. Lee are—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clark, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson, of the Senate—32.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowden, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wim-

berly, Wright of Butler, Wright of Lee, Wright of Russell—94.

FOURTH CIRCUIT.

Mr. Bush of the Senate nominated P. H. Pitts, Jr., of Perry county.

Those who voted for Mr. Pitts are, of the Senate—

Messrs. President, Banks, Bowles Brooks, Brown, Bush, Clanton, Clarke, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Malone McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vanght, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—95.

FIFTH CIRCUIT.

Mr. Bulger nominated S. J. Darby of Coosa county.

Those who voted for Mr. Darby are, of the Senate—

Messrs. President, Banks Bowles, Brooks, Brown, Bush, Clanton, Clark, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of

Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Watts, Welborn, White, Wilson of Chambers, Wilson, of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—93.

SIXTH CIRCUIT.

Mr. Clanton of the Senate nominated Thomas W. Coleman of Greene.

Those who voted for Mr. Coleman are, of the Senate—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clark, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—95.

SEVENTH CIRCUIT.

Mr. Hammond nominated J. T. Martin of Calhoun.

Those who voted for Mr. Martin are, of the Senate—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clark, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—95.

EIGHTH CIRCUIT.

Mr. Patton of the House nominated H. C. Jones of Lauderdale.

Those who voted for Mr. Jones are, of the Senate—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clarke, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cuning-

ham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—92.

Mr. Pickens voted for James Jackson, Esq.

SOLICITOR FOR MOBILE COUNTY.

Mr. Walker of Montgomery nominated Francis B. Clark, Jr., of Mobile.

Those who voted for Mr. Clark are, of the Senate—

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clarke, Cunningham, Duncan, Faruham, Grant, Hargrove, Harrison, Malone, McClellan, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Troy, Ware, Wilson—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Brice, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—94.

Mr. President of the Senate declared that the persons above named, having received the necessary vote, were res-

pectively elected Solicitors for the 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, and 8th judicial circuits, and for the county of Mobile, for the terms prescribed by law.

The joint convention then adjourned.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced :

By Mr. White—

H. B. 110. To amend section 2944 of the Code ;

By Mr. Smith—

H. B. 111. To regulate the official bond of the clerk of the circuit court of Baldwin county ;

By Mr. Johnson of Blount—

H. B. 112. For the relief of Alfred McKinnie and Sasana Barnett of Blount county ;

By Mr. Thomas—

H. B. 113.—To protect the farmers of this State in the purchase of commercial fertilizers ;

By Mr. Collier—

H. B. 114. To punish the receiving, and using, by any member of the General Assembly of Alabama, or any persons holding any office under the United States, or the State of Alabama, a free pass from any railroad or any transportation company ;

By Mr. Glover—

H. B. 115. To amend section 4731 of the Code, relating to sentencing to hard labor for costs ;

Also,

H. B. 116. To amend section 37 of an act to organize and regulate a system of public instruction for the State ;

By Mr. Robinson of Conecuh—

H. B. 117. To abolish the county court of Conecuh county ;

By Mr. Owens—

H. B. 118. To authorize the voters of Crenshaw county to elect a prosecuting attorney for the county court of said county, and to provide for his compensation ;

Also,

H. B. 119. For the preservation of order at the Rutledge Camp Ground, in Crenshaw county ;

By Mr. Calhoun—

H. B. 120. To amend section 4414 of the Code ;

By Mr. Sowell—

H. B. 121. To amend section 4405 of the Code ;

By Mr. Cunningham—

H. B. 122. To amend an act to increase the criminal jurisdiction of justices of the peace and notaries public in the county of Franklin;

By Mr. Clark—

H. B. 123. To amend section 4205 of the Code of Alabama;

Also,

H. B. 124. To regulate the disposition of fines and forfeitures in Greene county;

Also,

H. B. 125. To prohibit the sale of vinous or spirituous liquors within the limits of Union precinct, in Greene county, except on the recommendation of a majority of the freeholders of said beat;

By Mr. Robinson of Jackson—

H. B. 126. To amend section 359 of Code of 1876, so as to increase public school fund;

Also,

H. B. 127. To exempt from taxation one work horse or mule;

By Mr. Kent—

H. B. 128. To amend section 4359 of the Code;

By Mr. Sharit—

H. B. 129. To amend section 3462 of the Code of 1876;

Also,

H. B. 130. To amend section 3464 of the Code of Alabama

By Mr. Harris—

H. B. 131. To amend section 1601 of the Code;

By Mr. Betts—

H. B. 132. To secure uniform returns from the several election precincts in this State;

By Mr. Bradford—

H. B. 133. To amend an act to amend section 2681 (2342) of the Code.

Also,

H. B. 134. To relieve tax payers from certain costs in case of error in assessment, &c.;

By Mr. Camp—

H. B. 135. To repeal an act to regulate the fine and forfeiture fund of the counties of Bibb, Fayette, Marion and Blount, approved February 8, 1877, so far as the same relates to the county of Marion;

Also,

H. B. 136. To amend section 5033 of the Code of Alabama;

Also,

H. B. 137. To amend section 5034 of the Code of Alabama;

By Mr. Langdon—

H. B. 138. To prescribe the mode of payment of costs in criminal cases in the county of Mobile;

Also,

H. B. 139. To amend section 5050 of the Code of Alabama;

Also,

H. B. 140. To amend section 5049 of the Code;

Also,

H. B. 141. To make further provision for the duties of coroners, and the costs of coroners' inquests;

By Mr. Sheldon—

H. B. 142. To regulate proceedings against the estates of married women;

By Mr. Walker of Montgomery—

H. B. 143. To repeal so much of an act to prohibit the sale of vinous, spirituous or other intoxicating liquors, except for sacramental purposes, within five miles of the Methodist church, near Thomas H. Phillips' place in Macon county, and Oak Grove Station on the Montgomery and Eufaula Railroad, as relates to Oak Grove Station on the Montgomery and Eufaula Railroad;

By Mr. Price—

H. B. 144. To amend section 769 of the Code;

By Mr. Walker of Montgomery—

H. B. 145. To amend an act to make Shrove Tuesday, or the day more commonly known as Mardi Gras, a legal holiday in the cities and counties of Mobile and Montgomery, approved Feb. 1, 1875;

By Mr. Hogue, (with evidence of publication of notice, &c.,)—

H. B. 146. For the relief of Robert Q. Pryor, as late tax collector of Perry county;

By Mr. Beard—

H. B. 147. To prevent cruelty to animals;

By Mr. Taylor—

H. B. 148. To amend section 3 of an act to establish a new

charter for the city of Talladega, and to repeal all laws in contravention therewith, approved March 1, 1870;

By Mr. Slaughter—

H. B. 149. To prohibit the sale of spirituous and malt liquors in beat 4, Tallapoosa county;

By Mr. Donoho—

H. B. 150. To provide for the publication of the road laws in pamphlet form;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Powell offered the following resolution, which was adopted:

Resolved, That the committee on commerce and common carriers be instructed to enquire what legislation, if any, is necessary to prevent the violation of the Sabbath, by the running of freight and excursion trains by railroads and railway companies on Sunday, and report by bill or otherwise.

Petitions against the running of freight trains on Sunday, were presented by Messrs. Milner, Slaughter, and Brown of Tuskalooza, and Floyd.

Mr. Watts also presented preamble and resolutions adopted by the Baptist State convention, held in Greenville in July, 1880;

Which were referred to the committee on commerce and common carriers.

Mr. Nelson offered the following resolution, which was adopted:

Resolved, That so much of the Governor's message as refers to railroad legislation, be referred to the committee on commerce and common carriers, whose duty it shall be to report by bill, or otherwise, what, if any, legislation is necessary on the subject, and whose further duty it shall be to investigate and report as early as practicable, by bill or otherwise, what, if any, abuses, or unjust discrimination and extortion in the rates of freight or passenger tariffs on railroads, canals, and rivers in this State, have existed within the past, or now exist, and what, if any, legislation is needed to correct and prevent the same; and that in its investigations said committee shall have power to send for, and examine, persons and papers.

Mr. Callaway offered a resolution instructing the judiciary committee to inquire into the cause of the delay in the decisions of the supreme court, and to report by bill or otherwise;

Which was read and adopted.

Mr. Kent offered a resolution providing for the raising of standing committee on mining and manufacturing, to consist of seven;

Which was adopted.

Mr. Sharit offered a joint resolution providing for the raising, in each House, of a standing committee on mines and mining;

Which, on motion of Mr. Nowlin, was laid on the table.

Mr. Patton offered a joint resolution raising a joint committee to make arrangements for the inauguration of the Governor;

Which was adopted.

Mr. Brooks of Macon offered joint resolution raising a joint committee on recess;

Which was adopted.

Mr. Brooks of Macon, offered the following resolution, which was adopted:

Resolved, That the committee on fees and salaries be authorized to employ a clerk for that committee whenever it shall become necessary, who shall also be required to perform the duties of clerk of the committee on education.

Mr. Brewer offered the following resolution, which was adopted:

Resolved, That the committee on ways and means be, and they are, hereby authorized to employ a clerk for such time of the session as they may find it necessary.

Mr. Watts offered the following resolution, which was adopted:

Resolved, That the committee on the judiciary is authorized to employ a clerk.

Mr. Lary offered a joint resolution raising a joint committee on immigration;

Which was adopted.

Committee on the part of the House—

Messrs. Lary, Watts, and Johnson of Blount.

Mr. Powell offered the following resolution, which was lost:

Resolved, That the committee on temperance is authorized to employ a clerk for such portion of the present session as may be necessary, and said clerk shall act as clerk of the committee on game laws.

On motion of Mr. White, the House adjourned until to-morrow morning, ten o'clock.

HOUSE OF REPRESENTATIVES,

Tuesday, November 16, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Petrie.

On the call of the roll, the following members answered to their names:

Messrs Speaker, Agnew, Avery, Bankhead, Barnett Beard, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskalooosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—89.

Journal of yesterday read and approved.

Hon. Michael Cooley, member elect from Geneva county came forward, enrolled his name, and took the oath of office before the Speaker.

Indefinite leave of absence was granted Mr. Billingslea, on account of sickness.

Leave of absence was granted Mr. Bulger for to-day, on account of sickness.

BILLS ON SECOND READING.

The bills—

H. B. 120. To amend section 2944 of the Code;

H. B. 112. For the relief of Alfred McKinnie and Susanna Barnett of Blount county;

H. B. 114. To punish the receiving and using, by any member of the General Assembly of Alabama, or any persons holding office under the United States, or the State of Alabama, a free pass from any railroad, or other transportation company;

H. B. 115. To amend section 4731 of the Code of 1876, relating to sentencing to hard labor for costs;

- H. B. 123. To amend section 4205 of the Code;
- H. B. 128. To amend section 4359 of the Code;
- H. B. 129. To amend section 3462 of the Code;
- H. B. 130. To amend section 3464 of the Code;
- H. B. 133. To amend section 2681 of the Code;
- H. B. 138. To prescribe the mode of payment of costs in criminal cases in the county of Mobile;
- H. B. 139. To amend section 5050 of the Code;
- H. B. 142. To regulate proceedings against the estates of married women;
- H. B. 141. To make further provision for the duties of coroners and the costs of coroners' inquests;
- H. B. 144. To amend section 769 of the Code;
- H. B. 140. To amend section 5049 of the Code;
- H. B. 145. To amend an act to make Shrove Tuesday, or the day more commonly known as Mardi Gras, a legal holiday in the cities and counties of Mobile and Montgomery, approved February 1, 1875;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

- H. B. 111. To regulate the official bond of the clerk of the circuit court of Baldwin county;
- H. B. 117. To abolish the county court of Crenshaw county;
- H. B. 118. To authorize the voters of Crenshaw county to elect a prosecuting attorney for the county court of said county, and to provide for his compensation;
- H. B. 122. To amend an act to increase the criminal jurisdiction of justices of the peace and notaries public in the county of Franklin;
- H. B. 124. To regulate the disposition of fines and forfeitures in Greene county;
- H. B. 135. To repeal an act to regulate the fine and forfeiture funds of the counties of Bibb, Fayette, Marion and Blount, approved February 8th, 1877, so far as the same relates to the county of Marion;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

- H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers;

Was read the second time, and referred to the committee on commerce and common carriers.

The bill—

H. B. 116. To amend section 37 of an act to organize a system of public instruction for the State;

Was read the second time, and referred to the committee on education.

The bills—

H. B. 125. To prohibit the sale of vinous or spirituous liquors within the limits of Union precinct in Greene county, except on recommendation of a majority of the freeholders of said beat;

H. B. 119. For the preservation of order at the Rutledge camp ground, in Crenshaw county;

H. B. 143. To repeal so much of an act to prohibit the sale of vinous, spirituous or other intoxicating liquors, except for sacramental purposes, within five miles of the Methodist church near Thomas H. Phillips' place in Macon county, and Oak Grove station, on the Montgomery and Eufaula railroad, as relates to Oak Grove;

H. B. 149. To prohibit the sale of spirituous and malt liquors in beat four, Tallapoosa county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 120. To amend section 4414 of the Code;

H. B. 121. To amend section 4405 of the Code;

H. B. 131. To amend section 1601 of the Code;

H. B. 147. To prevent cruelty to animals;

Were severally read the second time and referred to the committee on agriculture.

The bill—

H. B. 132. To secure uniform returns from the several election precincts in this State;

Was read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 148. To amend section 3 of act to establish a new charter for the city of Talladega, and to repeal all laws in contravention therewith, approved March 1, 1870;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 150. To provide for the publication of the road laws in pamphlet form;

Was read the second time, and referred to the committee on public roads and highways;

The bills—

H. B. 136. To amend section 5033 of the Code;

H. B. 137. To amend section 5034 of the Code;

Were severally read the second time, and referred to the committee on fees and salaries;

The bill—

H. B. 146. For the relief of Robert Q. Pryor, as late tax collector of Perry county;

Was read the second time and referred to the committee on counties and county boundaries.

The bills—

H. B. 127. To exempt from taxation one work horse or mule;

H. B. 134. To relieve tax payers from certain costs in cases of error in assessment;

H. B. 126. To amend section 359 of the Code, so as to increase public school fund;

Were severally read the second time, and referred to the committee on ways and means.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 15, 1880.

Mr. Speaker:

The Senate has adopted a joint resolution, herewith sent, appointing a joint committee of two from Senate and three from House, to fix the time of the election of United States Senator.

Committee on part of Senate—Messrs. Satterfield and Brown;

And has adopted the following joint resolution:

Resolved by the Senate, the House of Representatives concurring, That a committee of two on the part of the Senate, and three from the House of Representatives, be appointed to prepare and report joint rules for the two houses of this General Assembly.

Committee on the part of the Senate—Messrs. Troy and Brooks.

WM. L. CLAY, Secretary.

The House concurred in the Senate resolutions just received.

On motion of Mr. Dement, the vote by which the resolu-

tion of Mr. Powell, authorizing the committee on temperance to employ a clerk, which was lost on yesterday, was re-considered.

The resolution was amended so as to require the clerk to act also as clerk of the committee on local legislation, and as thus amended, was adopted.

CALL OF THE COUNTIES.

On the call of the counties, bills, were introduced:

By Mr. White—

H. B. 151. To amend section 261 of the Code;

By Mr. Caffee—

H. B. 152. To repeal the game law, so far as it relates to the county of Bibb;

By Mr. Johnson of Blount—

H. B. 153. To amend subdivision 8 of section 358 of the Code;

By Mr. Thomas—

H. B. 154. To amend an act to require a person who employs or in any way engages laborers, in the counties of Dallas, Perry, and other counties therein named, for the purpose of removing said laborers from the State, to pay a license tax, approved January 22, 1879;

By Mr. Collier—

H. B. 155. To repeal an act for the preservation of game animals and birds in certain counties, so far as the same relates to the county of Chilton;

By Mr. Glover—

H. B. 156. To regulate the payment of costs, in attachment cases, under certain circumstances;

By Mr. Cleveland—

H. B. 157. For the appointment of county solicitors;

By Mr. Owens—

H. B. 158. To allow the voters of Crenshaw county to elect a county superintendent of education, and to repeal section 907 of the Code, so far as the same applies to Crenshaw county;

By Mr. Callaway—

H. B. 159. To amend an act for the relief of E. M. Grimmer of Dale county;

By Mr. Dement—

H. B. 160. To establish a system of graded free public schools in the State;

Also,

H. B. 161. To prescribe the duties of county superintendents of education;

By Mr. Brewer—

H. B. 162. To prohibit the sale or giving away of spirituous, vinous or malt liquors in Lowndes county, outside of the limits of incorporated towns or cities containing not less than 300 inhabitants, after January 1st, 1881;

By Mr. Tyson—

H. B. 163. To amend section 669 of the Code;

Also,

H. B. 164. To extend the stock law in Lowndes county over certain territory therein named;

By Mr. Brooks of Macon—

H. B. 165. To establish a normal school for colored teachers at Tuskegee;

By Mr. Foster (by request)—

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union Church, in Macon county;

By Mr. Betts—

H. B. 167. To amend the act to refund excess of license, approved February 13, 1879;

Also,

H. B. 168. To prevent sale of liquor within three and one-half miles of Meridianville, in Madison county;

By Mr. Bradford—

H. B. 169. To regulate the collection of printers' fees;

Also,

H. B. 170. To amend section 2148 of the Code;

By Mr. Langdon—

H. B. 171. For the organization of a railroad commission for the State of Alabama;

By Mr. Watts—

H. B. 172. To amend section 1544 of Code;

By Mr. Hogue—

H. B. 173. To authorize the commissioners court of Perry county to provide for the warming of jail of said county;

By Mr. Brown of Russell—

H. B. 174. To amend an act approved December the 31st, 1868, so as to change the line between the counties of Russell and Barbour;

By Mr. Cowart—

H. B. 175. To amend paragraph 3, of article 6, of the public school law, fixing the qualifications of teachers.

By Mr. Wilson of Shelby—

H. B. 176. Joint resolution proposing an amendment of section 10, article 6, of the Constitution of this State;

By Mr. Brown of Tuskaloosa—

H. B. 177. To prevent the sale of whiskey within three miles of Salem Baptist church, in Tuskaloosa county;

By Mr. Long—

H. B. 178. To prevent the sale or disposition of spirituous, vinous, or malt liquors within two and a half miles from the churches called Bethel and Bethany, in the county of Walker, near Holly Grove.

By Mr. Mason—

H. B. 179. To repeal the game law, approved February 2, 1877, so far as it relates to Washington county;

By Mr. Beck—

H. B. 180. To provide for the registration of all claims and debts against Wilcox county;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Petitions against the running of freight trains on Sunday, were presented by Messrs. Wilson of Shelby, Maddox, Ramsay, Bruce, and Caffee, which were referred to the committee on commerce and common carriers.

Mr. Lary offered the following joint resolution, which was referred to the committee on education:

Resolved by the General Assembly of Alabama, That the school books known as the University Series of School Books, be recommended for adoption in the public schools of this State.

Mr. Cunningham offered the following joint resolution, which was referred to the committee on public buildings and institutions.

Resolved by the House, Senate concurring, That a joint committee of three be appointed, two upon the part of the House, and one upon the part of the Senate, to visit the Insane Asylum, at Tuskaloosa, and report to the General Assembly of Alabama.

Mr. Vaught offered the following resolution, which was adopted:

Resolved, That the committee on privileges and elections be instructed to investigate the propriety of allowing sheriffs, tax assessors and tax collectors the privilege of voting at any precinct in the county in which they live.

Mr. Patton offered the following resolution:

Resolved, That the committee on ways and means be, and

are, hereby instructed to inquire into the expediency and propriety of a law requiring the justices of the peace in the different precincts of the different counties of this State to assess the taxes on the taxable property in said precincts, and that said committee on ways and means be instructed to report their decision to this House by bill, or otherwise, at the earliest practicable time;

Which was adopted.

Mr. Brooks of Macon offered the following resolution, which was adopted:

Resolved, That this House adopt the report of the joint committee of the two houses at the last session, "to whom was referred the duty of investigating and reporting some rule or regulation for the government of the two houses in relation to what are to be considered as general, and what as local or special bills, under the Constitution and laws of the State of Alabama."—*See House Journal of 1878-9, p. 100.*

Mr. Foster offered the following resolution, which was adopted:

Resolved, That the clerk of the judiciary committee be required to perform the duties of clerk to the committee on commerce and common carriers.

Mr. Lanier offered the following joint resolution, which was referred to the committee on education:

Resolved by the House, the Senate concurring, That a committee of three on the part of the House, and two on the part of the Senate, be appointed to visit and report upon the Agricultural and Mechanical College.

On motion of Mr. Price, 150 copies of the bill (n. b. 171) were ordered printed.

Mr. Wright of Russell offered the following resolution, which was adopted:

Resolved, That the committee on public roads and highways be instructed to inquire into the expediency of a thorough revision and a radical change in the road laws of this State, and if any changes be deemed necessary or practicable by the committee, it shall report by bill or otherwise.

Mr. Morrisette offered the following joint resolution, which was referred to the committee on education:

Resolved by the House, the Senate concurring, That a joint committee, consisting of three from the House, and two from the Senate, be appointed to visit and report upon the condition of the University at Tuscaloosa.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 7. To amend section 4360 of the Code.

The substitute was adopted, and the bill ordered to a third reading forthwith; read the third time and passed—yeas 88, nays 6.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donohoe, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Poinde, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

Nays—Messrs. Grayson, Milner, Robinson of Jackson, Sharit, Vaught—6.

Also, from same committee, reported a substitute for the bill—

H. B. 29. To amend section 4358 of the Code.

Mr. Robinson of Jackson, moved to amend the substitute, by striking out these words: "Cow, or animal of the cow kind; hog, sheep, goat, or any part of any outstanding crop of corn or cotton."

Mr. Robinson of Jackson moved to re-commit the bill and the amendment.

Mr. Collier called for the previous question.

The call was sustained and the main question was ordered to be put.

The vote being first taken on the pending amendment, it was lost—yeas 15, nays 79.

Yeas—Messrs. Bruce, Camp, Collier, Johnson of Blount, Long, Martin, Milner, Newman, Newsom, Pickens, Robinson of Jackson, Sharit, Skeggs, Underwood, Vaught—15.

Nays—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calhoun, Callaway, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Lary, Maddox, Mason, Morrisette, McCullough, Nelson, Nettles, Nolen, Nowlin, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—79.

The substitute was then adopted, the bill ordered to a third reading forthwith;

Read the third time and passed—yeas 77, nays 17.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Langdon, Maddox, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nowlin, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—77.

Nays—Messrs. Bowdon, Collier, Cooley, Glover, Johnson of Blount, Lary, Long, Martin, Milner, Newman, Nolen, Patton, Sheldon, Sharit, Tyson, Underwood, White—17.

Mr. Watts, from the same committee, reported adversely to the bill—

n. b. 12. To repeal section 4810 of the Code;

Which was concurred in,

Also reported adversely to the bill—

n. b. 10. To repeal section 2362 of the Code, so far as same applies to Mobile county;

Which was concurred in.

Also from same committee, reported a substitute for the bill—

H. B. 33. To make persons charged with crimes and offenses competent witnesses;

The substitute was adopted.

Mr. Brown of Tuscaloosa moved to amend by adding, "or assault and battery;"

The amendment was lost.

Mr. Betts moved to amend by adding after the word "rape" in 6th line "and in prosecutions where the prosecutor, or party who is the subject of the injury constituting the offense, is the only witness, to some fact necessary to constitute or establish the offense;"

The amendment was adopted.

Mr. Foster moved to amend by way of a substitute;

Pending its consideration, on motion of Mr. Brewer, the House adjourned until to-morrow morning, 10 o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, November 17, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Andrews.

On the call of the roll, the following members answered to their names :

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donohio, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—94.

Journal of yesterday read and approved.

BILLS ON SECOND READING.

The bills—

H. B. 151. To amend an act to amend section 261 of the Code;

H. B. 156. To regulate the payment of costs in attachment cases, under certain circumstances;

H. B. 163. To amend section 669 of the Code of Alabama;

H. B. 157. For the appointment of county solicitors;

H. B. 170. To amend section 2148 of the Code;

H. B. 176. Joint resolution proposing an amendment of section 10, article 6, of the Constitution;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 152. To repeal the game law, so far as it relates to the county of Bibb;

H. B. 179. To repeal the game law, approved Feb. 2, 1877, so far as it relates to Washington county;

Were severally read the second time, and referred to the select committee on game law.

The bill—

H. B. 155. To repeal an act for the preservation of game animals and birds in certain counties, so far as the same relates to the county of Chilton;

Was read the second time.

Mr. Newsom moved to amend the bill so as to include Clay county in the repeal;

The amendment was adopted, and the bill referred to the select committee on game laws.

The bill—

H. B. 153. To amend subdivision 8 of section 358 of the Code;

Was read the second time, and referred to the committee on ways and means.

The bills—

H. B. 154. To amend an act to require a person who employs, or in any way engages laborers in the counties of Dallas, Perry, and other counties therein named, for the purpose of removing said laborers from the State, to pay a license tax, approved January, 22, 1879;

H. B. 180. To provide for the registration of all claims and debts against Wilcox county;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 158. To allow the voters of Crenshaw county to elect a county superintendent of education, and to repeal section 907 of the Code, so far as the same applies to Crenshaw county;

Was read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 159. To amend an act for the relief of E. M. Grimmer, of Dale county;

H. B. 160. To establish a system of graded free public schools in the State;

H. B. 161. To prescribe the duties of county superintendents of education;

H. B. 165. To establish a normal school for colored teachers;

H. B. 175. To amend paragraph 3, of article 6, of the public school law, fixing the qualifications of teachers;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 162. To prohibit the sale, or giving away of spirituous, vinous or malt liquors in Lowndes county, outside of the limits of incorporated towns or cities containing not less than 300 inhabitants, after 1st January, 1881;

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union church, in Macon county;

H. B. 168. To prevent the sale of liquor within three and a half miles of Meridianville, Madison county;

H. B. 172. To amend section 1544 of Code;

H. B. 177. To prevent the sale of whiskey within three miles of Salem Baptist church, in Tuskaloosa county;

H. B. 178. To prevent the sale or disposition of spirituous or malt liquors, within two and a half miles from the churches called Bethel and Bethany, in the county of Walker, near Halley Grove;

Were severally read the second time, and referred to the committee on temperance.

The bill—

H. B. 164. To extend the stock law in Lowndes county over certain territory therein named;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 167. To amend the act to refund excess of license, approved February 13, 1879 ;

Was read the second time, and referred to the committee on accounts and claims.

The bills—

H. B. 173. To authorize the commissioners court of Perry county to provide for the warming of the jail of said county ;

H. B. 174. To amend an act approved December the 31st, 1868, so as to change the line between the counties of Russell and Barbour ;

Were severally read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 169. To regulate the collection of printers' fees ;

Was read the second time, and referred to the committee on public printing.

The bill—

H. B. 174. For the organization of a railroad commission for the State of Alabama ;

Was read the second time and referred to the committee on commerce and common carriers.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced :

By Mr. Smith—

H. B. 181. To provide for the appointment of an inspector and ganger of naval stores, in the counties of Baldwin and Washington ;

By Mr. Johnson of Blount—

H. B. 182. To repeal an act to amend section 1633 of the Code, so far as it applies to the counties of Blount, Cherokee and Cullman ;

By Mr. Wimberly (with petition &c.)—

H. B. 183. To prevent the sale, giving away or otherwise disposing of, alcoholic, vinous, or malt liquors within five miles of the church of Georgiana, Butler county, Alabama ;

By Mr. Wright of Butler—

H. B. 184. To prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous, or malt liquors, within five miles of the Methodist church at Monterey, Butler county ;

By Mr. Wright of Butler—

H. B. 185. To amend section 3 of an act to amend sections 4465, 4475 and 4481 of the Code, regulating hard labor for the county ;

By Mr. Cleveland—

H. B. 186. To repeal in part an act approved February 8, 1877, to increase the criminal jurisdiction of justices of the peace and notaries public, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion;

By Mr. Bruce—

H. B. 187. To amend an act to authorize the probate judges of Jackson, DeKalb and other counties therein named, approved March 19, 1875, to order elections to prevent the sale, or otherwise disposing of, vinous or spirituous liquors in certain cases;

By Mr. Glover—

H. B. 188. To regulate the inventorying and recording the property of married women for the protection of *bona fide* purchasers of such property, for valuable consideration, without notice.

By Mr. Underwood—

H. B. 189. To reduce the rate of taxation;

By Mr. Hammond (with petition)—

H. B. 190. To prevent the sale of spirituous, vinous or malt liquors within five miles of Ten Island Baptist church, Calhoun county;

By Mr. Sowell—

H. B. 191. To pay the several counties of this State the county tax on lands sold for taxes and bid in by the State, and transferred by the Auditor;

By Mr. Sowell—

H. B. 192. To allow the qualified voters of Escambia county to locate the county site by ballot;

By Mr. Callaway—

H. B. 193. To prohibit drunkenness in this State;

By Mr. Nelson—

H. B. 194. To amend section 4731 of the Code;

By Mr. Nelson—

H. B. 195. To repeal section 3930 of the Code;

By Mr. Nowlin, (with petition, &c.)—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away or otherwise disposed of in said county, or any beat therein;

By Mr. Cunningham—

H. B. 197. To amend section 2162 of Code;

By Mr. Martin—

H. B. 198. To raise the interest on the school fund;
By Mr. Milner—

H. B. 199. To authorize the compromise and settlement of claims for school lands in Marshall county;

By Mr. Pound—

H. B. 200. To require the New Orleans and Mobile Railroad Company, and those running said road, to fence the said road;

By Mr. Price—

H. B. 201. To repeal sections one and two of an act to regulate the jurisdiction and fees of justices of the peace in the city of Mobile, approved February 14, 1860;

By Mr. Nettles—

H. B. 202. To prevent the sale or giving of vinous or malt liquors within five miles of Philadelphia Church, Monroe county;

Also,

H. B. 203. To prevent camp hunting in the county of Monroe;

By Mr. Skeggs—

H. B. 204. To regulate certificates of teachers in the public schools of Alabama;

Also,

H. B. 205. To amend section 22 of article 3 of an act to organize and regulate a system of public instruction;

Also,

H. B. 206. To amend section 12 of article 3 of an act to organize and regulate a system of public instruction.

By Mr. Cowart—

H. B. 207. To amend paragraph 5, chapter 1, of the public school law;

By Mr. Wilson of Shelby—

H. B. 208. To amend an act to amend section 274 of the Code, approved February 12, 1879;

By Mr. Maddox—

H. B. 209. To authorize judges of probate in the several counties in this State to swear applicants or other persons, as to age of parties intending to marry;

Also,

H. B. 210. To amend section 2681 of the Code;

By Mr. Ramsay—

H. B. 211. For the protection of minors;

Also,

H. B. 212. For the relief of E. Archer of Sumter county;

By Mr. Gilmore—

H. B. 213. To amend subdivision 12 of section 494 of the Code;

By Mr. Donoho—

H. B. 215. To provide for the binding of the reports of the census enumerators;

By Mr. Slaughter—

H. B. 214. To amend an act to organize and regulate a system of public instruction;

By Mr. Beck—

H. B. 216. For the prevention of cruelty to animals;

By Mr. Morrisette—

H. B. 217. Prohibiting the sale or otherwise disposing of spirituous or intoxicating liquors in Allenton beat, Wilcox county;

By Mr. Newman—

H. B. 218. To make it the duty of judges of probate to furnish apportioners and overseers of public roads with a copy of the road law;

Which bills were severally read the first time, and ordered to a second reading on to-morrow.

Petitions against the running of freight trains on Sunday were presented by Messrs. Hammond, Thomas, Wilson of Chambers and White;

Which were referred to the committee on commerce and common carriers.

Mr. Brewer presented petition of Geo. N. Powell and others against the passage of the bill to prohibit the sale of liquor outside of incorporated towns of over 300 inhabitants;

Which was referred to the committee on temperance.

Mr. Bowdon presented petition of C. L. McArthur of Henry county;

Which was referred to committee on education.

Mr. Powell presented petition of Chas. R. Duncan and others against the repeal of liquor prohibitory law at Oak Grove;

Which was referred to the committee on temperance.

Mr. Lanier presented petition against passage of the bill prohibiting the sale of liquor within $3\frac{1}{2}$ miles of Meridianville.

Mr. Brewer presented and had read a communication of Millard M. Sweatt, secretary of the Young Mens' Christian

Association of Montgomery, tendering the free use of their rooms for committee meetings;

And the invitation was accepted with the thanks of the House.

Mr. Kirkland presented petition of Holward M. Bell and others, for the passage of an act for the relief of sheriffs in certain cases;

Which was referred to the committee on fees and salaries, with instructions to report by bill or otherwise.

Mr. Lary offered joint resolution raising a joint committee to memorialize Congress on the subject of making liberal appropriations for improvement of our rivers, harbors, &c.;

Which on motion of Mr. Foster, was referred to the committee on federal relations.

Mr. Brown of Tuskaloosa offered the following joint resolution, which was adopted:

Resolved by the House, the Senate concurring, That the ways and means committee of the House, and the Senate committee on finance, be constituted a joint committee, to take into consideration the revenue laws, and report such amendments or changes in said laws as they may deem proper.

Mr. Donoho offered the following joint resolution, which was adopted:

Resolved by the House, the Senate concurring, That the committees on education of the Senate and House, respectively, be constituted a joint committee to take into consideration the laws relating to public schools, and report such changes as they may deem necessary in regard to said laws.

Mr. Bradford offered the following resolution, which was adopted:

Resolved, That adverse reports made on bills, determined on by the committee shall not be reported to the House, unless called for by the originator of the bill, or by some member of the House.

Mr. Vaught offered the following joint resolution which was adopted:

Resolved, That a joint committee be appointed, composed of two members from the Senate, and three from the House, whose duty it shall be to report the expediency of compelling railroad companies in the State to fence their respective roads.

Committee on the part of the House—Messrs. Vaught, Langdon and Davidson.

UNFINISHED BUSINESS.

The House then proceeded to the consideration of the bill.

H. B. 33. To make persons charged with crimes and offenses competent witnesses.

The question pending being the substitute offered by Mr. Foster—

On motion of Mr. Waller, the bill was laid on the table.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 34. To fix the salaries of the judges of the supreme court—

The further consideration of the report was postponed and made the special order for 12 M. Monday, 22d inst.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 17, 1880.

Mr. Speaker :

The Senate has concurred in the House joint resolution for the appointment of a joint committee to report upon what additional legislation is necessary to promote immigration.

Committee on part of the Senate—Messrs. Roquemore and Seay.

And has also concurred in the following House joint resolution:

Resolved, the Senate concurring, That a joint committee of five be appointed, three on the part of the House and two on the part of the Senate, to inquire whether or not it will be expedient for the two houses to take a recess, before the close of the present session.

Committee on the part of the Senate—Messrs. Rice and Clarke;

And has originated and passed the following bills:

s. 3. A bill to be entitled an act to prevent the destruction of fish in the rivers and creeks of Bullock county, Alabama;

s. 5. A bill to be entitled an act to prohibit the sale of

spirituous, vinous and malt liquors within three miles of Rock Spring Church, in Lee county;

s. 10. A bill to be entitled an act to prohibit the sale and giving away of whisky, or other intoxicating liquids, within six miles of the Baptist Church in the village of McKinley, Marengo county;

s. 11. A bill to be entitled an act to amend section 3259 of the Code;

s. 24. A bill to be entitled an act to provide for a county solicitor for Montgomery county.

WM. L. CLAY, Secretary.

The Senate bills just received, s. 3, s. 5, s. 10, s. 11 and s. 24;

Were severally read once, and ordered to a second reading on to-morrow.

REPORTS RESUMED.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

n. B. 36. To amend section 4377 of the Code;

The bill was ordered to a third reading forthwith.

Read the third time and passed—yeas 87, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce Caffee, Calhoun, Callaway, Collier, Cooley, Cowart, Cunningham, Clarke, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—87;

Also, from same committee, reported favorably, with amendment, to the bill—

n. B. 37. To require trustees and assignees to give bond in certain cases.

The amendment was adopted.

The title was also amended, so as to read:

To require trustees and assignees to give bond in certain cases, created by will or deed;

The bill was ordered to a third reading forthwith.

Read the third time, and passed—yeas 90, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Aatauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaight, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—90.

Mr. Brewer, from the committee on ways and means, reported back to the House the bill—

H. B. 62. To amend section 1544 of the Code;

And asked its reference to committee on temperance. So ordered.

Mr. Langdon, from the committee on education, reported favorably to the bill—

H. B. 74. To authorize the trustees of the State University to hold special sessions of the board at Montgomery, in certain cases.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 88, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Aatauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen,

Nowlin, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 8. To extend the charter of the Mobile savings bank and amend the provisions thereof;

The bill was ordered to a third reading forthwith, read the third time and passed—yeas 85, nays 0;

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—85.

Also, from same committee, reported favorably, with amendment to the bill—

H. B. 63. To amend sections 7, 8, and 12 of an act to incorporate the town of Dadeville, in Tallapoosa county, approved Jan. 17, 1879;

The amendments were severally adopted.

The bill was ordered to a third reading forthwith, read the third time, and passed—yeas 88, nays 0.

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Long, Mad-

dox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

Also, from same committee, reported favorably to the bill—

H. B. 148. To amend section 3 of an act to establish a new charter for the city of Talladega, and to repeal all laws in contravention therewith, approved March 1st, 1870 ;

The bill was ordered to a third reading forthwith ; read the third time, and passed—yeas 83, nays 0.

Yeas—Messrs Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuska-loosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—83.

Mr. Robinson of Jackson, from the committee on local legislation, reported back to the House, House bill 30, and asked its reference to the judiciary committee. So ordered.

Also, from the same committee, reported favorably to the bill—

H. B. 41. To repeal an act to regulate legal advertising in the county of Henry ;

The bill was ordered to a third reading forthwith ; read the third time, and passed—yeas 83, nays 0.

Yeas—Messrs Speaker, Agnew, Armstrong, Bankhead, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuska-loosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Ham-

mond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson, of Shelby, Wimberly, Wright of Butler, Wright of Lee. Wright of Russell—83.

Also, from same committee, reported favorably to the bill—

H. B. 77. To prohibit the sale of malt, vinous and spirituous liquors, or other intoxicating drinks, within two miles of the Methodist and Baptist churches at or near Verbena, Alabama, on the South and North railroad, Chilton county.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 88, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—88.

Also, from same committee, reported favorably to the bill—

H. B. 105. To repeal section 1653 (1346) of the Code of Alabama, in so far as the same relates to the county of Morgan.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 82, nays 1.

Yeas—Messrs. Speaker, Agnew, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of

Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—82.

Mr. Collier voted nay—1.

Also, from same committee, reported favorably to the bill—

H. B. 4. To incorporate the Magnolia Hook and Ladder Company of Tuskegee.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 85, nays 1.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—85.

Mr. Bruce voted nay—1.

Mr. Brooks, from the committee on fees and salaries, reported favorably to the bill—

H. B. 70. To amend an act to amend section 153 of the Code of Alabama, approved February 13, 1879.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 69, nays 12.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Patton, Pickens, Powell, Ramsay, Robinson of Jackson, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—69.

Nays—Messrs. Brassfield, Brewer, Brown of Russell, Collier, Clark, Davidson, McCullough, Nolen, Price, Renfro, Robinson of Conecuh, Taylor—12.

Mr. Bradford, from the select committee on game laws, by leave, reported favorably, with amendment, so as to include Russell county, to the bill—

H. B. 59. For the preservation of game and birds in Perry county.

The amendment was adopted. The title was amended to correspond; the bill ordered to a third reading forthwith; read the third time, and passed—yeas 75, nays 9.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Pickens, Pounds, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—75.

Nays—Messrs. Bulger, Cunningham, Floyd, Grayson, Maddox, Newman, Sharit, Shields, Underwood—9.

MESSAGE FROM THE GOVERNOR.

MONTGOMERY, November 17, 1880.

Gentlemen of the Senate and House of Representatives :

I herewith lay before you the biennial report of the board of trustees of the State Agricultural and Mechanical College for the years 1878-9 and 1879-80, to which I invite your respectful attention.

R. W. COBB.

On motion of Mr. Bowdon the House adjourned until to-morrow morning at 10 o'clock.

HOUSE OF REPRESENTATIVES.

THURSDAY, November 18, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Woodfin.

On the call of the roll, the following members answered to their names :

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Cowart, Cunningham, Cleveland, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—92.

Journal of yesterday read and approved.

Leave of absence was granted Messrs. Gilmore and Maddox for to-day on account of sickness.

The message from the Governor, received on yesterday, was taken up and referred, with accompanying document, to the committee on education.

BILLS ON SECOND READING.

The bills—

H. B. 181. To provide for the appointment of an inspector and gauger of naval stores in the counties of Baldwin and Washington;

H. B. 203. To prevent camp hunting in the county of Monroe;

H. B. 212. For relief of E. Archer of Sumter county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 182. To repeal an act to amend section 1633 of the Code, so far as it applies to the counties of Blount, Cherokee and Cullman;

H. B. 186. To repeal in part an act approved Feb. 8, 1877, to increase the criminal jurisdiction of justices and notaries public in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion;

H. B. 188. To regulate the inventorying and recording the property of married women, for the protection of *bona fide* purchasers of such property for valuable consideration, without notice;

H. B. 191. To pay the several counties of this State the county tax on lands sold for taxes, and bid in by the State, and transferred by the Auditor;

H. B. 194. To amend section 4731 of the Code;

H. B. 195. To repeal section 3930 of the Code;

H. B. 197. To amend section 2162 of the Code;

H. B. 200. To require the New Orleans and Mobile Railroad Company, and those running said road, to fence the said road;

H. B. 201. To repeal sections 1 and 2 of an act to regulate the jurisdiction and fees of justices of the peace in the city of Mobile, approved February 14, 1860;

H. B. 210. To amend section 2684 of the Code;

H. B. 209. To authorize probate judges in the several counties of this State to swear applicants or other persons, as to age of parties intending to marry;

H. B. 211. For the protection of minors;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 183. To prevent the sale, giving away or otherwise disposing of alcoholic, vinous or malt liquors, within four

miles of the church of Georgiana, Butler county, Alabama;

H. B. 184. To prohibit the sale, giving away or otherwise disposing of, spirituous, vinous or malt liquors, within five miles of the Methodist church, at Monterey, Butler county, Alabama;

H. B. 190. To prevent the sale of spirituous, vinous or malt liquors within five miles of Ten Island Baptist church, Calhoun county;

H. B. 193. To prohibit drunkenness in this State;

H. B. 187. To amend an act to authorize the probate judges of Jackson, Dekalb and other counties therein named, approved March 19, 1875, to order elections to prevent the sale or otherwise disposing of vinous or spirituous liquors, in certain cases;

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away or otherwise disposed of, in said county, or any beat therein;

H. B. 202. To prevent the sale or giving away of vinous or malt liquors within five miles of Philadelphia church, Monroe county;

H. B. 217. Prohibiting the sale, or otherwise disposing of spirituous or intoxicating liquors in Allenton beat, Wilcox county;

Were severally read the second time, and referred to the committee on temperance. *

The bill—

H. B. 185. To amend section 3 of the act to amend sections 4465, 4475 and 4481 of the Code;

Was read the second time, and referred to the committee on the penitentiary.

The bills—

H. B. 189. To reduce the rate of taxation;

H. B. 198. To raise the interest on the school fund;

H. B. 213. To amend subdivision 12 of section 494 of the Code;

Were severally read the second time, and referred to the committee on ways and means.

The bill—

H. B. 192. To allow the qualified voters of Escambia county to locate the county site by ballot;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 199. To authorize the compromise and settlement of claims for school lands in Marshall county;

Was read the second time.

Mr. Bruce moved to amend, by adding DeKalb county;

Mr. Shields moved to amend, by adding Cherokee county;

The amendments were severally adopted, and the bill was referred to the committee on education.

The bills—

H. B. 204. To regulate certificates of teachers in the public schools of Alabama;

H. B. 206. To amend section 12, article 3, of an act to organize and regulate a system of public instruction for the State;

H. B. 205. To amend section 22 of article 3 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama;

H. B. 207. To amend paragraph 5, chapter 1, of the public school law;

H. B. 214. To amend an act entitled an act to organize and regulate a system of public instruction for the State of Alabama;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 216. For the prevention of cruelty to animals;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 215. To provide for the binding of the reports of the census enumerators;

Was read the second time, and referred to the committee on public printing.

The bill—

H. B. 218. To make it the duty of judges of probate to furnish apportioners and overseers of public roads with a copy of the road law.

Was read the second time, and referred to the committee on public roads and highways.

The Senate bills—

s. 10. To prohibit the sale and giving away of whisky or other intoxicating liquors within six miles of the Baptist church in the village of McKimley, Marengo county;

s. 5. To prohibit the sale of spirituous, vinous and malt

liquors within three miles of Rock Springs church in Lee county;

Were severally read the second time, and referred to the committee on temperance.

The Senate bills—

s. 11. To amend section 3259 of the Code;

s. 24. To provide for a county solicitor for Montgomery county;

Were severally read the second time, and referred to the judiciary committee.

The Senate bill—

s. 3. To prevent the destruction of fish in the rivers and creeks in Bullock county;

Was read the second time, and referred to the committee on local legislation.

The bill—

H. B. 208. To amend an act entitled an act to amend section 274 of the Code, approved February 12, 1879;

Was read the second time, and referred to the committee on privileges and elections;

Mr. Powell presented a petition in relation to the protection of fish in Bullock county;

Which was referred, with Senate bill 3, to the committee on local legislation.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. White—

H. B. 219. To better provide for the examination, and report thereof, of county offices, &c;

By Mr. Caffee—

H. B. 220. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within ten miles of the town of Woodstock, Bibb county;

By Mr. Johnson of Blount—

H. B. 221. To define the boundary line between Blount county and the county of St. Clair;

Also,

H. B. 222. To provide for the more prompt and efficient assessment and collection of the poll tax of this State;

By Mr. Glover—

H. B. 223. To repeal an act entitled an act for the preservation of game animals and birds, for Choctaw and other counties, approved February 2, 1877;

By Mr. Powell—

H. B. 224. To abolish fencing in Bullock county;

By Mr. Sanders—

H. B. 225. To compensate probate judges for making and entering decrees on final settlements of executors', administrators' and guardians' accounts;

Also,

H. B. 226. To compensate probate judges, registers in chancery and clerks of the circuit and supreme courts for taking acknowledgments and probating deeds, mortgages and other conveyances;

By Mr. Brooks of Covington—

H. B. 227. To allow jurors and witnesses in Covington county the same compensation as is provided for in the general law;

By Mr. Betts—

H. B. 228. To require the county treasurers to pay over certain funds therein designated;

By Mr. Calhoun—

H. B. 229. For the criminal punishment of willful violation of written contracts;

Also,

H. B. 230. To amend section 2 of an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and in the city court of Selma, and to prescribe their compensation;

Also,

H. B. 231. To amend section 566 of the Code of Alabama;

Also,

H. B. 232. To amend section 4182 of the Code of Alabama;

By Mr. Nelson—

H. B. 233. To amend sections 2551, 2553, 2568 and 2575 of the Code;

Also,

H. B. 234. To amend section 2247 of the Code of Alabama;

Also,

H. B. 235. To amend sections 2678 and 2681 of the Code;

By Mr. Nolen—

H. B. 236. To amend section 1 of an act to amend section 274 of the Code, approved February 12, 1879.

By Mr. Owens—

H. B. 237. To amend section 3738 of the Code ;

By Mr. Nowlin—

H. B. 238. To prohibit the sale or giving away of spirituous, vinous or malt liquors in beat No. 6, Etowah county;

By Mr. Avery—

H. B. 239. To protect from sale goods on leased premises;

By Mr. Waller—

H. B. 240. To amend an act entitled an act to regulate the fine and forfeiture fund in certain counties, approved February 13, 1879, in so far as the same applies to the county of Hale;

Also,

H. B. 241. To amend section 3349 of the Code of Alabama;

Also (by request)—

H. B. 242. To authorize the State Superintendent of Education to make settlements with county superintendents whose terms of office have expired ;

By Mr. Callaway—

H. B. 243. To amend section 4113 of the Code of Alabama, making all false swearing punishable by law ;

By Mr. Bowdon—

H. B. 244. To amend section 4628 of the Code of Alabama ;

By Mr. Kent—

H. B. 245. To provide for additional accommodations for the insane of Alabama ;

Also,

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics in the several counties ;

Also,

H. B. 247. To regulate the practice of quarantine in Alabama ;

Also,

H. B. 248. To establish the Montgomery Asylum for the incurable and harmlessly insane ;

By Mr. Bankhead—

H. B. 249. To amend an act entitled an act to amend section 4196 of the Code ;

By Mr. Brewer—

H. B. 250. To provide for further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same ;

By Mr. Langdon—

H. B. 251. To regulate the business of insurance in the State of Alabama;

By Mr. Sheldon—

H. B. 252. To create timber and log inspectors for the several counties of this state, and to provide rules to regulate the measuring of timber and logs therein;

By Mr. Cowart—

H. B. 253. To authorize and empower the city of Troy to levy and collect license taxes upon any business, occupation, avocation or employment that may be carried on within its corporate limits;

By Mr. Bulger—

H. B. 254. To amend an act to authorize probate judges in the counties of Clarke, Jackson, and other counties therein named, to order elections in certain cases, to prevent the sale or giving or disposing of vinous or spirituous liquors within certain limits of such counties, approved March 19, 1875;

By Mr. Donoho—

H. B. 255. To authorize the mayor and aldermen of the city of Tuscaloosa to license auctioneers;

By Mr. Walker of Montgomery (with petition and notice of publication)—

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep, or goat from allowing such animal to go at large off the premises of such owner in certain sections of Montgomery county, herein enumerated and defined, and to prescribe a rule of damages, and rules of practice in the trials of cases arising under this act;

By Mr. Wimberly—

H. B. 257. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within three miles of the Baptist church of Garland, Butler county, Alabama;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Collier offered the following resolution, which was adopted:

Resolved, That the privileges of the floor be extended to the clergy of the city officiating in this House.

Mr. Brewer offered the following resolution, which was adopted:

Resolved, That the committee on fees and salaries be and

they are hereby required to consider the means whereby the fees of justices of the peace and constables can be secured to them, and report by bill or otherwise.

Mr. Bruce offered a resolution instructing the committee on temperance to consider the propriety of preparing a general bill on the subject of local prohibition; which was adopted.

Mr. Patton offered a resolution instructing the committee on ways and means to inquire into the propriety of reducing taxes from six and one-half tenths of one per cent. to five tenths.

Mr. Nowlin moved to lay the resolution on the table. Lost; and the resolution was adopted.

Mr. Beck, by request, presented petition of Jos. B. Dale and other citizens of Wilcox county against the passage of a bill to prohibit the sale of liquor in Allenton beat, Wilcox county;

Which was referred to the committee on temperance.

Petitions against the running of freight trains on Sunday were presented by Messrs. Nowlin, Bruce, Powell, and Nelson;

Which were referred to the committee on commerce and common carriers.

Mr. Betts, from the joint committee on rules, reported that the committee recommended the adoption of the joint rules found on pages 242 and 243 of House Journal, 1878-9.

The report was concurred in, and clerk was instructed to have same printed with the rules of the House.

By leave, Mr. Tyson, from select committee, reported favorably to the bill—

H. R. 90. To authorize the clerk of the circuit court of Lowndes county to act as *ex-officio* clerk of the county court.

Mr. Taylor moved to amend by including Tallapoosa county.

The amendment was adopted, the bill ordered to a third reading forthwith; read third time and passed—yeas 82, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Burnett, Beck, Betts, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Lary, Long, Martin, Mason, Milner, McCullough,

Nelson, Newman, Newsom, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker, of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—82.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 18, 1880.

Mr. Speaker:

The Senate has originated and passed the following bill:
 §. 13. To amend an act to incorporate the Gulf Mining Company, approved February 23, 1876;

And has concurred in the House joint resolutions, as follows:

Resolution constituting the ways and means committee of the House and the finance committee of the Senate a joint committee for certain purposes;

Resolution constituting committee of education of the House, and of the Senate, a joint committee for certain purposes;

And has also concurred in the following House joint resolution:

Resolved, That a joint committee be appointed, composed of two members from the Senate and three from the House, whose duty it shall be to report the expediency of compelling the railroad companies in the State of Alabama to fence their respective roads.

Committee on part of the Senate—Messrs. Troy and Brooks.
 Wm. L. CLAY, Secretary.

The Senate bill just received (s. 13);

Was read once, and ordered to a second reading on to-morrow.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 38 To punish the fraudulent issuance of false receipts for merchandise, cotton, grain, or other produce, or for any article of value.

The substitute was adopted, the bill ordered to a third reading forthwith; read the third time and passed—yeas 80, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Beard, Beck, Betts, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—80.

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 52. To fix the time of holding the circuit courts, and of pleading, in the first judicial circuit of Alabama.

Amend by striking out section 4.

The amendment was adopted, the bill ordered to a third reading forthwith; read the third time and passed—yeas 86, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Martin, Mason, Milner, Morrisette, McCollough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—86.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 53. To amend section 4169 of the Code.

Amend by adding after the word "county," in the 7th line, "or be employed in any way under such contract."

The amendment was adopted.

Mr. Betts moved to amend by adding, after the amendment just adopted, "or be interested in any contract for hire of county convicts;" also add the words, "as principal or agent."

The amendments were adopted.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 66, nays 20.

Yeas—Messrs. Speaker, Armstrong, Avery, Barnett, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cleveland, Davidson, Foster, Floyd, Glover, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Mason, Milner, Morrisette, McCollough, Nelson, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler—66.

Nays—Messrs. Agnew, Bankhead, Brown of Tuskaloosa, Caffee, Clark, Donoho, Grayson, Heacock, Head, Lane, Long, Martin, Newman, Pickens, Robinson of Jackson, Sharit, Shields, Taylor, Underwood, Vaught, Wright of Lee—20.

Also, from same committee, reported favorably to the bill—

H. B. 54. To amend section 757 of the Code.

Mr. Wilson moved to postpone the further consideration of the bill and make it the special order for Tuesday next, 10 A. M.

The motion was lost.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 86, nays 6.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens,

Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—86.

Nays—Messrs. Bankhead, Cleveland, Mason, Nelson Tyson, Wilson of Shelby—6.

Mr. Watts, from same committee, reported favorably to the bill—

H. R. 58. To amend an act to amend section 5042 of the Code, approved Feb. 13, 1879.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 86, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—86.

Also, from same committee, reported favorably to the bill—

H. R. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved Feb. 13, 1871.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Antauga, Johnson of Blount,

the same under consideration, and beg leave to report that the committee recommend that the two Houses take a recess from Wednesday the 8th day of December, 1880, at 2 P. M., and re-assemble on Tuesday the 1st day of February, 1881, at 12 M.

FRANCISCO RICE,
W. E. CLARKE,
of Senate.

A. L. BROOKS,
H. H. BROWN,
J. M. RENFRO,
of House.

On motion of Mr. Foster, the further consideration of the report was postponed and made the special order for Wednesday next at 10 o'clock A. M.

Mr. Powell moved to reconsider the vote by which the bill—

H. B. 54. To amend section 757 of Code passed.

The motion was lost.

On motion of Mr. Sheldon, the House adjourned until to-morrow morning, 10 o'clock.

HOUSE OF REPRESENTATIVES,

FRIDAY, November 19, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Callaway, of the House.

On the call of the roll, the following members answered to their names :

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Cleveland, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCollough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson,

Thomas, Underwood, Vanght, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee—89.

Journal of yesterday read and approved.

Leave of absence was granted to Mr. Davidson for two days, and to Mr. Gilmore one day, on account of sickness; leave of absence was also granted to Mr. Waller for to-morrow and Monday.

On motion of Mr. Bankhead, the Governor's biennial message was taken from the table and that portion that treats of the revenue laws was referred to committee on ways and means; educational department, to education; insane hospital, and the deaf, dumb, and the blind asylum, to public buildings and institutions; the penitentiary, to the committee on penitentiary; railroad legislation, to commerce and common carriers; the pardoning power, judiciary; hard labor system, fees and salaries; the militia, to military committee.

BILLS ON SECOND READING.

The bills—

H. B. 219. To better provide for the examination and report thereof of county offices, &c.;

H. B. 229. For the criminal punishment of willful violations of written contract;

H. B. 230. To amend section two of an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and in the city court of Selma, and to prescribe their compensation;

H. B. 231. To amend section 566 of the Code;

H. B. 232. To amend section 4182 of the Code;

H. B. 233. To amend sections 2551, 2553, 2568, and 2575 of the Code;

H. B. 234. To amend section 2247 of the Code;

H. B. 235. To amend section 2678 and 2681 of the Code;

H. B. 236. To amend section one of an act to amend section 274 of the Code, approved February 12, 1879;

H. B. 237. To amend section 3738 of the Code;

And the Senate bill—

S. 13. To amend an act to incorporate the Gulf Mining Company, approved February 23, 1876;

H. B. 239. To protect from sale goods on leased premises;

H. B. 243. To amend section 4113 of the Code; making all false swearing punishable by law;

H. B. 244. To amend section 4628 of the Code of Alabama;

Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—81.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 60. To repeal an act to confer jurisdiction upon the probate judge of Perry county, concurrent with the circuit court, with authority to hold court at Uniontown, approved Feb. 13, 1879.

Amend by striking out the words in section 2, "on docket of," and insert "pending in."

The amendment was adopted.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—81.

Mr. Watts, from same committee, reported adversely to the bill—

H. B. 81. To repeal title 6, chapter 1, articles 1 and 2, of the Code of Alabama, so far as the same relates to Dale county.

The report was concurred in.

Mr. Brooks of Macon, submitted the following report :

Mr. Speaker :

The joint committee, to whom was referred the question of inquiring into the expediency of taking a recess, have had

H. B. 252. To create timber and log inspectors for the several counties of the State of Alabama, and provide rules to regulate measuring of timber and logs therein ;

H. B. 240. To amend an act to regulate the fine and forfeiture fund in certain counties, approved February 13, 1879, in so far as the same applies to the county of Hale ;

H. B. 241. To amend section 3349 (3024) of the Code of Alabama ;

H. B. 254. To amend an act to authorize probate judges in the counties of Jackson, Clarke, and other counties therein named, to order elections in certain cases to prevent the sale, or giving, or disposing of vinous or spirituous liquors within certain limits in such counties, approved March 19, 1875 ;

H. B. 251. To regulate the business of insurance in the State of Alabama ;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 220. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within ten miles of the town of Woodstock, Bibb county ;

H. B. 238. To prohibit the sale, or giving away of spirituous, vinous or malt liquors in beat No. 6, Etowah county ;

H. B. 257. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within three miles of the Baptist church of Garland, Butler county, Alabama ;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 224. To abolish fencing in Bullock county ;

H. B. 221. To define the boundary line between Blount county and the county of St. Clair ;

Were severally read the second time, and referred to the committee on counties and county boundaries.

The bills—

H. B. 222. To provide for the more prompt and efficient assessment and collection of the poll tax of this State ;

H. B. 242. To authorize the State Superintendent of Education to make settlement with the county superintendents whose terms of office have expired ;

Were severally read the second time, and referred to the committee on education.

The bills—

H. B. 225. To compensate probate judges for making and entering decrees on final settlements of executors', administrators' and guardians' accounts ;

H. B. 226. To compensate probate judges, registers in chancery, and clerks of the circuit and supreme courts for taking acknowledgments and probating deeds, mortgages and other conveyances ;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 227. To allow jurors and witnesses in Covington county the same compensation as is provided for in the general law ;

H. B. 228. To require the county treasurers to pay over certain funds therein designated ;

H. B. 249. To amend an act to amend section 4196 of the Code ;

H. B. 253. To authorize and empower the city of Troy to levy and collect license taxes upon any business occupation, avocation, or employment that may be carried on within its corporate limits ;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 255. To authorize the mayor and aldermen of the city of Tuscaloosa to license auctioneers ;

Was read the second time, and referred to committee on corporations.

The bill—

H. B. 223. To repeal an act for the preservation of game animals and birds, for Choctaw and other counties, approved February 2, 1877 ;

Was read the second time, and referred to the committee on game laws.

The bill—

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in certain sections of Montgomery county, herein enumerated and defined, and to prescribe a rule of practice in the trial of cases arising under this act ;

Was read the second time, and referred to the committee on agriculture.

The bills—

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics, in the several counties of the state ;

H. B. 247. To regulate the practice of quarantine in Alabama ;

Were severally read the second time, and referred to the committee on public buildings and institutions.

The bills—

H. B. 246. To provide for additional accommodations for the insane of Alabama ;

H. B. 248. To establish the Montgomery asylum for the incurable and harmless insane ;

H. B. 250. To provide for further accommodations for the insane in this state, and to fix the allowance for the maintenance of the same ;

Were severally read the second time, and referred to a special committee of one member from each congressional district.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 19, 1880.

Mr. Speaker :

The Senate has originated and passed the following bills :

s. 15. To prevent persons, other than passengers and employes of railroads, from getting on and off trains, tenders, or engines, while in motion ;

s. 1. To amend section 31, article 3, of an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7th, 1879 ;

s. 14. To authorize corporations formed for mining and manufacturing purposes under part second, title 1, chapter 1, article 1, of the Code, to enlarge their business ;

s. 52. To repeal an act to provide for an additional term of the circuit court for Madison county ;

s. 59. To amend sections 1206 and 1211 of the Code (in relation to the city of Opelika) ;

s. 48. To prohibit the purchase or sale of loose cotton in the county of Mobile, in certain cases ;

s. 64. To authorize private corporations to change the number of their directors ;

s. 8. To provide for the incorporation of banks of discount and deposit ;

s. 22. To limit the criminal jurisdiction of justices of the peace, and notaries public, *ex-officio* justices of the peace, in Bullock county, Alabama;

s. 46. To amend section 2418 of the Code;

s. 58. To amend an act to fix the times and places of holding the chancery courts in the southern division, approved February 13th, 1879;

s. 60. To repeal an act to prohibit the sale of spirituons or vinous liquors within two miles, in any direction, of Glennville Male and Female Academy, in the county of Russell, approved December 19th, 1871;

s. 61. To repeal an act to repeal section 1374, in art. 1, of the revised Code of Alabama, so far as relates to the counties of DeKalb, Covington, Russell, Cherokee and Madison, approved April 19th, 1873, so far as said act relates to the county of Russell;

s. 62. To amend section 4359 of the Code.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the above message, were severally read once, and ordered to a second reading on to-morrow.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. White—

H. B. 258. To amend section 4109 of Code;

By Mr. Hammond—

H. B. 259. To relieve B. F. Erwin and W. M. Bagly of Calhoun county;

Also,

H. B. 260. To prohibit the burning of woods within three miles of any coaling ground of the Woodstock Iron Company, within the limits of Calhoun county.

By Mr. Collier—

H. B. 261. To amend section 47 of the Code;

By Mr. Cleveland—

H. B. 262. To repeal an act for the preservation of game animals and birds in Clarke and other counties, approved February 13, 1879.

By Mr. Newsom—

H. B. 263. To amend section 5049 of the Code, so far as the same relates to Clay county;

By Mr. Brooks of Covington—

H. B. 264. To prevent camp hunting in Covington county;
By Mr. Owens—

H. B. 265. To repeal an act to require the judges of probate of Orenshaw and Covington counties to pay for their own stationery, blanks for recording mortgages, liens and marriage certificates;

By Mr. Nelson—

H. B. 266. To amend section 3353 of the Code;

By Mr. Lary—

H. B. 267. To amend an act to amend section 1586 of the Code, so as to make barbed wire fences of a certain character lawful fences;

By Mr. Vaught—

H. B. 268. To provide a fund for the payment of witnesses in state cases for the state, and all officers in state cases, in Jackson county, and prescribe their compensation;

By Mr. Grayson—

H. B. 269. To amend section 237 of the Code;

By Mr. Price—

H. B. 270. To regulate the use, and better preserve the reports of the supreme court, digests, codes, and other law books, distributed under and by virtue of law within the state;

By Mr. Mason—

H. B. 271. To amend section 688 of the Code;

By Mr. Beck (by request), accompanied by petition, &c.—

H. B. 272. To form a new county to be called Houston;

By Mr. Collier—

H. B. 273. To repeal section 4369 of the Code, so far as the same relates to Chilton county;

By Mr. Robinson of Jackson—

H. B. 274. To amend section 16 of the Code;

By Mr. Robinson of Jackson—

H. B. 275. To extend the corporate boundaries of Scottsboro, so as to include 5 acres of ground and buildings of the Scott Male and Female High School;

By Mr. Bradford—

H. B. 276. To prevent hogs running at large at several seasons of the year;

By Mr. Hammond—

H. B. 277. For the relief of W. A. Stewart of Calhoun county;

By Mr. Slaughter—

H. B. 278. To amend an act to preserve order at the China Grove camp ground, Dale county;

By Mr. Hammond—

H. B. 279. For the relief of Thos. Kelly;

By Mr. Skeggs—

H. B. 280. To provide compensation for members of the board of education in the various counties of the State;

By Mr. Sharit—

H. B. 281. To amend section 276 of the Code, approved February 8, 1879;

By Mr. Watts—

H. B. 282. To amend the act to authorize the redemption of lands or real estate sold for taxes and purchased by, or in the name of, the State, approved February 12, 1879;

By Mr. Camp—

H. B. 283. To authorize the voters of the county of Marion to elect a county superintendent of public instruction in said county;

By Mr. McCullough—

H. B. 284. To lessen the corporate limits of Orion, Pike county;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Cleveland offered the following resolution, which was adopted;

Resolved, That the judiciary committee of the House be instructed to inquire into the expediency of legislation, with a view to changing the present system of drawing grand and petit jurors.

Mr. Wilson of Shelby offered the following joint resolution which was adopted:

Resolved by the House, the Senate concurring, That the committee on ways and means of the House be requested to confer with the committee on taxation and finance of the Senate, in reference to adopting a more effectual means for the collection of the poll tax, and if found practicable to change the present system, to report by bill or otherwise.

Mr. Glover presented memorial of medical society of Choctaw, which was referred to the judiciary committee.

Mr. Powell presented petition of members of Methodist church, Union Springs, against running of freight trains on Sunday; which was referred to committee on commerce and common carriers.

Mr. Bradford offered the following joint resolution, which was adopted:

Resolved by the House, the Senate concurring, That a joint committee, consisting of three from the House and two from the Senate, be raised for the purpose of visiting the penitentiary, examining the same, and reporting thereon to the present General Assembly.

Mr. Brewer, from the committee on ways and means, reported back to the House the bill—

H. B. 126. To amend section 359 of Code; and asked its reference to the committee on education. So ordered.

REPORTS FROM STANDING COMMITTEES.

Mr. Clarke, from the committee on privileges and elections, reported favorably to the bill—

H. B. 132. To secure uniform returns from the several election precincts in the State;

Mr. Price moved to amend, so as to make the Secretary of State furnish the necessary blanks;

Which, on motion of Mr. Brewer, was laid on the table.

Mr. Sanders moved to lay the bill on the table; lost.

The bill was then ordered to a third reading; read the third time, and passed—yeas 48, nays 38.

Yeas—Messrs. Speaker, Agnew, Bankhead, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Bruce, Caffee, Camp, Collier, Cunningham, Clark, Donoho, Floyd, Glover, Grayson, Harris, Heacock, Johnson of Blount, Kirkland, Lanier, Long, Morrisette, Newsom, Nowlin, Pickens, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wright of Lee—48.

Nays—Messrs. Armstrong, Avery, Barnett, Beck, Billingslea, Bowdon, Brown of Russell, Calhoun, Callaway, Cooley, Cowart, Dement, Hammond, Head, Hogue, Lane, Lary, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Nolen, Owens, Patton, Pound, Price, Renfro, Sanders, Sheldon, Smith, Waller, Walker of Marengo, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—38.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 19. To prohibit the sale, or otherwise disposing of

spirituous, vinous, or malt liquors, in beat 6 in Chambers county;

The bill was ordered to a third reading forthwith—read the third time, and passed—yeas 72, nays 4.

Yeas—Messrs. Speaker, Agnew, Armstrong, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cunningham, Clark, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—72.

Nays—Messrs. Bankhead, Hogue, Owens, Patton—4.

Also, from same committee, reported a substitute for the bill—

H. B. 23. To prohibit the sale, or otherwise disposing of liquors within two and one half miles of Forest Home Methodist Church, in Butler county;

The substitute was adopted, the bill ordered to a third reading forthwith; read the third time, and passed—yeas 82, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—82.

Also, from the same committee, reported a substitute for the bill—

To prevent the sale of spirituous, vinous, or malt liquors in one and one-half miles of Asberry Camp Ground, in Monroe county.

The substitute was adopted, the bill was ordered to a third reading forthwith; read the third time and passed—yeas 84, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beck, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newnan, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Ponnard, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—84.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 57. To repeal so much of an act passed February 5, 1872, to prevent the selling of spirituous and vinous liquors within three miles of Liberty, Midway and Rehoboth churches, in beat 9, in Montgomery county, as far as relates to Liberty church.

Amend by striking out the word "Liberty," where it occurs in the 6th line, and insert "Rehoboth." The amendment was adopted, the bill ordered to a third reading forthwith; read the third time and passed—yeas 84, nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Tuscaloosa, Bruce, Caffee, Calhoun, Callaway, Camp, Cooley, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Renfro, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker, Walker of

Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—84.

Mr. Clark, from the committee on agriculture, reported favorably to the bill—

H. B. 120. To amend section 4414 of the Code.

Mr. Calhoun moved to amend, by adding at the end of section 1, "nor in any case from the 25th day of December, to the first day of March, succeeding."

The amendment was adopted.

Mr. Foster moved to amend, by striking out section three.

Mr. Nelson moved to amend, by adding at the end of section three, "where the damages do not exceed twenty-five dollars."

The question being first put on the adoption of the amendment of Mr. Nelson, it was carried.

On motion of Mr. Clark, the amendment of Mr. Foster was laid on the table.

The bill was re-committed to the committee on agriculture.

Mr. Clark, from the same committee, reported favorably to the bill—

H. B. 121. To amend section 4405 of the Code.

The bill was recommitted.

Mr. Langdon, from the committee on education, reported adversely to the joint resolutions—

Raising joint committees to visit the Agricultural College and the State University.

The reports were severally concurred in.

Also, from the same committee, reported adversely to the House joint resolution recommending the adoption of the school books known as the University Series in the public schools.

The report was concurred in.

Mr. Clark gave notice of a motion to reconsider the vote by which—

H. B. 132. To secure uniform election returns, was passed.

Mr. Walker of Marengo, from the committee on public roads and highways reported favorably to the bill—

H. B. 65. To amend section 1680 of the Code.

Mr. Nelson moved to amend, by adding after the word "twenty," the words, "nor more than one hundred dollars."

The amendment was adopted.

Mr. Grayson moved to amend, by adding "provided the pro-

visions of this act shall not apply to a ferry not on a public road."

The amendment was lost.

Mr. Bankhead moved to amend, by striking out "one thousand" and inserting "two thousand."

Mr. Owens moved to insert "five hundred."

The largest number being first put, was carried.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 86, nays 7.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Antanga, Kirkland, Lane, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Poind, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Vanght, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—86.

Nays—Messrs. Camp, Head, Lanier, Maddox, Nowlin, Shields, and Underwood—7.

Mr. Foster gave notice of a motion to amend Rule No. 20.

On motion of Mr. Walker of Montgomery, the Senate bill—

s. 24. To provide for a county solicitor for Montgomery county;

Was reported back to the House from the judiciary committee, and it was referred to a special committee, composed of the Montgomery delegation.

On motion of Mr. Foster, the House adjourned until tomorrow morning at ten o'clock.

HOUSE OF REPRESENTATIVES,

SATURDAY, November 20, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howard.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell—82.

On motion of Mr. White the reading of the Journal of yesterday was postponed until Monday.

The following leaves of absence were granted, viz: Mr. Nolen, indefinitely, on account of sickness in his family; and Messrs. Sowell, Walker of Marengo, Wilson of Shelby, Wright of Lee, Harris and McCullough, for to-day; also to Mr. Betts for to-day, on account of sickness. Mr. Vaught stated that Mr. Robinson of Jackson was necessarily absent from the hall during the morning session, on important business connected with committee on local legislation.

Mr. Brooks of Macon, from the committee on fees and salaries, reported back to the House the bill—

H. B. 101. To amend section 362 of the Code;

And asked its reference to the committee on ways and means. So ordered.

Also, reported back the bill—

H. B. 158. To allow voters of Crenshaw county to elect a county superintendent of education;

And asked its reference to committee on education. It was so ordered.

Mr. Clark called up his motion to reconsider the vote by which H. B. 132 was passed.

The motion was carried.

The vote ordering the bill to a third reading was reconsidered, and the bill re-committed.

BILLS ON SECOND READING.

The bills—

H. B. 258. To amend section 4109 of the Code;

H. B. 259. To relieve B. F. Erwin and W. M. Bagey of Calhoun county;

H. B. 261. To amend section 47 of the Code;

H. B. 265. To repeal an act to require the judges of probate of Crenshaw and Covington counties to pay for their own stationery, blanks for recording mortgages, liens and marriage certificates;

H. B. 266. To amend section 3358 of the Code;

H. B. 270. To regulate and better preserve the reports of the supreme court, digests, codes and other law books distributed under and by virtue of law within the State;

H. B. 271. To amend section 688 of the Code;

H. B. 274. To amend section 16 of the Code;

And the Senate bills—

S. 22. To limit the criminal jurisdiction of justices of the peace and notaries public, *ex-officio* justices of the peace, in Bullock county;

S. 58. To amend an act to fix the times and places of holding the chancery courts in the southern division, approved February 13, 1879;

S. 46. To amend section 2418 of the Code;

S. 62. To amend section 4359 of the Code;

S. 48. To prohibit the purchase or sale of loose cotton in the county of Mobile, in certain cases;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 263. To amend section 5049 of the Code, so far as the same relates to Clay county;

H. B. 268. To provide a fund for the payment of witnesses in State cases, for the State and all officers in State cases in Jackson county, and prescribe their compensation;

H. B. 273. To repeal section 4369 of the Code, so far as the same relates to Chilton county;

H. B. 260. To prohibit the burning of woods within three (3) miles of any coaling grounds of the Woodstock Iron Company, within the limits of Calhoun county;

H. B. 278. To amend an act to preserve order at the China Grove camp ground, in Dale county;

And the Senate bill—

S. 61. To repeal an act to repeal section 1374 in article 1 of the Revised Code of Alabama, so far as relates to the counties of DeKalb, Covington, Russell, Cherokee and Mad-

ison, approved April 19, 1873, so far as said article relates to the county of Russell;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 264. To prevent camp hunting in Covington county;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 262. To repeal an act for the preservation of game animals and birds in Clarke and other counties, approved February 13, 1879;

Was read the second time, and referred to the special committee on game law.

The bill—

H. B. 267. To amend section 1586 of the Code, so as to make barbed wire fences of a certain character lawful fences;

Was read the second time, and referred to the committee on agriculture.

The bills—

H. B. 269. To amend section 237 of the Code;

H. B. 281. To amend an act to amend section 276 of the Code, approved February 8, 1879;

H. B. 283. To authorize the voters of the county of Marion to elect a county superintendent of public instruction in said county;

Were read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 272. To form a new county to be called Houston;

Was read the second time, and referred to the committee on counties and county boundaries.

The bills—

H. B. 275. To extend the corporate boundaries of Scottsboro, so as to include five acres of ground and buildings of the State male and female high school;

H. B. 284. To lessen the corporate limits of Orion, Pike county;

And the Senate bills—

S. 59. To amend sections 1206 and 1211 of the Code (in relation to the city of Opelika);

S. 64. To authorize private corporations to change the number of their directors;

s. 8. To provide for the incorporation of banks of discount and deposit.

s. 14. To authorize corporations formed for mining and manufacturing purposes, under part second, title 1, chapter 1, article 1, of the Code, to enlarge their business;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 277. For the relief of W. A. Stewart of Calhoun county;

H. B. 282. To amend an act to authorize the redemption of lands or real estate sold for taxes and purchased by or in the name of the State, approved February 12, 1879;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 279. For the relief of Thos. Kelley;

H. B. 280. To provide compensation for the members of the board of education in the various counties of the State;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 276. To prevent hogs running at large at certain seasons of the year;

Was read the second time, and—

On motion of Mr. Head, was laid on the table.

The Senate bill—

s. 52. To repeal an act to provide for an additional term of the circuit court of Madison;

Was read the second time, and referred to the committee on counties and county boundaries.

The Senate bill—

s. 60. To repeal an act to prohibit the sale of spirituous or vinous liquors within two miles, in any direction, of Glennville male and female academy, in the county of Russell, approved December 19, 1871;

Was read the second time, and referred to the committee on temperance.

The Senate bill—

s. 15. To prevent persons, other than passengers and employes, of railroads, from getting on and off trains, tenders, or engines while in motion;

Was read the second time, and referred to the committee on commerce and common carriers.

The Senate bill—

s. 1. To amend section 31, article 3, of an act to organize and regulate a system of public instruction for the State, approved February 7, 1879;

Was read the second time, and referred to the committee on education.

Mr. Foster called up his motion to amend rule 20, viz.: Strike out the words, "if made on the same day," down to and including the word "considered."

The amendment was adopted, and the rule, as amended, was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, November 20, 1880.

Mr. Speaker:

The Senate has concurred in the following joint report:

That this General Assembly adjourn on the 8th day of December at 2 p. m., and convene again on Tuesday, the 1st day of February, 1881, at 12 m.

F. RICE, Chairman.

And has originated and passed the following bills—

s. 96. To prohibit the sale of spirituous liquors within five miles of any religious camp meeting being held in Washington, Clarke and Choctaw counties;

s. 29. To make the owner of property, as to which the offense of malicious mischief is charged, a competent witness on the trial of the same;

s. 19. To establish a new charter for the town of Evergreen, in Conecuh county, Alabama;

And has adopted the joint resolution herewith sent, fixing time for election of U. S. Senator.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the above message, were severally read once, and ordered to a second reading on to-morrow.

The Senate joint resolution, in relation to the election of U. S. Senator, was taken up and adopted.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. White—

H. B. 285. To create a statutory lien in favor of the owners of store houses or dwelling houses for the rent of the same, and to provide a remedy for the enforcement of such liens;

By Mr. Collier—

H. B. 286. To amend section 669 of the Code of Alabama, so far as the same relates to the county of Chilton;

By Mr. Cleveland—

H. B. 287. To limit the powers of the commissioners court of Clarke county in levying taxes for county revenue;

By Mr. Newsom—

H. B. 288. To amend section 5063 of the Code so, far as the same relates to Clay county;

By Mr. Robinson of Conecuh—

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within two miles of Olive Branch Baptist church, in Conecuh county;

By Mr. Lary (with petition, &c.,)—

H. B. 290. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within three miles of Union Baptist church, near Central Institute, in the county of Elmore;

Also,

H. B. 291. To amend the charter of the city of Wetumpka, by providing for an increase of the license tax, for an extension of police jurisdiction, and of boundary limits;

By Mr. Grayson—

H. B. 292. To provide for compensation of inspectors and clerks of election;

By Mr. Watts—

H. B. 293. To amend section 3866 of the Code;

By Mr. Cowart (with petition, &c.,)—

H. B. 294. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of the churches and academy at Brundidge, Alabama;

By Mr. Watts (by request)—

H. B. 295. To regulate the trial of misdemeanors in Montgomery county;

By Mr. Wright of Russell—

H. B. 296. To amend section 668 (761) of the Code;

By Mr. Gilmore—

H. B. 297. To repeal an act to prevent in certain cases, the sale, exchange and transportation of cotton, in the

counties of Montgomery, Bullock and other counties therein named, and in beats Nos. one, two, three, four, five, six, seven, eight and nine of Hale, and of cotton produced in said counties, approved February 1, 1879, so far as the provisions of said law apply to certain townships in south Sumter;

By Mr. Heacock—

H. B. 298. To amend section 1544 of the Code;

By Mr. Donoho—

H. B. 299. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of New Hope church, in Dunn's beat, in Tuskalooosa county;

By Mr. Mason—

H. B. 300. To amend section 4370 of the Code;

By Mr. Morrisette (with petitions, &c.,)—

H. B. 301. To form a new county to be called Clanton;

By Mr. Nettles—

H. B. 302. To prevent the sale of spirituous liquors in three miles of Midway church, Monroe and Conecuh counties;

By Mr. Taylor—

H. B. 303. To authorize and require the Auditor to audit and allow the accounts of sheriffs, who were in office July 31, 1879, for certain fees in criminal cases, where there was a verdict of not guilty;

By Mr. Hammond—

H. B. 304. To create a railroad commission to prevent extortion in passenger and freight tariffs on the railroads in the State;

By Mr. Sheldon—

H. B. 305. To establish a department of agriculture and immigration for the State;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Brown of Russell presented account of J. R. Wing, for repairing locks, fixing keys, &c., in the hall of the House;

Which was referred to the committee on accounts and claims.

Mr. Owens gave notice of a motion to amend Rule 23 of the Rules of the House;

Which lies over one day.

Petitions were presented and referred as follows:

By Mr. Price—

Petition of Franklin street M. E. church of Mobile, against running of freight trains on Sunday;

Referred to committee on commerce and common carriers.

By Mr. Clark—

Petitions of citizens of northern Greene county, also, of Pleasant Ridge beat, against the passage of a stock law for said portions of Greene county;

Referred to committee on local legislation.

By Mr. Beck—

Petitions of Jno. McClurain and others, Jno. Puritoy and others, of Wilcox county, against the formation of a new county to be called Houston;

Referred to the committee on counties and county Boundaries.

By Mr. Owens—

Petition of citizens of Bullock, Crenshaw county, for the passage of a prohibitory liquor law, for said Village;

Referred to temperance committee.

Mr. Patton offered the following resolution, which was lost:

Resolved, That the committee on ways and means be instructed to inquire into the propriety and expediency of assessing and collecting a tax or requiring a license from commercial agents, or drummers representing commercial houses located out side of this State, and selling goods in this State, and that said committee on ways and means be instructed to report to this House, by bill or otherwise, at the earliest time practicable.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

n. b. 1. To amend section 5063 of the Code.

Mr. Brown of Tuskaloosa moved to amend, by striking out "one dollar and fifty cents," and insert "two dollars." Adopted.

The substitute was adopted.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 75, nays 5.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Foster, Floyd, Glover, Grayson, Hammond, Heacock, Head, Johnson of Autauga, Johnson of Blount,

Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Nelson, Newsom, Nettles, Nowlin, Owens, Pound, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sherrit, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell.

Nays—Messrs. Milner, Patton, Pickens, Shields, Underwood.

Also, from same committee, reported a substitute for the bill—

H. B. 114. To punish the receiving and using, by any member of the General Assembly of Alabama, or any person holding any office under the United States or the State of Alabama, a free pass from any railroad or other transportation company;

The substitute was adopted.

Mr. Cowart moved to amend, so as to exempt editors and proprietors of newspapers, who are members of the General Assembly, from receiving passes from railroads, or other transportation companies, by virtue of their occupation as editors and proprietors of newspapers.

The bill, with the amendment, was re-committed.

Mr. Watts, from the committee on judiciary, reported favorably to the bill—

H. B. 110. To amend section 2944 of the Code;

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 76, nays 0.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Brnee Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Sanders, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell—76.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 145. To amend an act to make Shrove Tuesday, or the day more commonly known as Mardi Gras, a legal holiday in the cities and counties of Montgomery and Mobile, approved February 1, 1875;

On motion of Mr. Bankhead, the bill and substitute were recommitted.

Also, from same committee, reported back to the House the bill—

H. B. 254. To amend an act to authorize probate judges in the counties of Jackson, Clarke, and other counties therein named, to order elections in certain cases to prevent the sale, or giving away, or disposing of vinous or spirituous liquors within certain limits in such counties;

And asked that it be referred to the committee on temperance. It was so ordered.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 91. To repeal an act to prohibit the sale of liquors, &c., within two miles of Madison, in Madison county;

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 57, nays 6.

Yeas—Messrs. Agnew, Avery, Beck, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskalooza, Brown of Russell, Caffee, Collier, Cooley, Cunningham, Cleveland, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, Newman, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Sheldon, Shields, Skeggs, Smith, Taylor, Tyson, Vaught, Watts, Wilson of Chambers, Wright of Butler, Wright of Russell—57.

Nays—Messrs. Bulger, Bruce, Floyd, Thomas, Tyson, Underwood—6.

Mr. Powell, from same committee, reported favorably, with amendment, to the bill—

H. B. 177. To prevent the sale of whiskey within three miles of Salem Baptist church, in Tuskaloosa county;

Amend by adding after the words "twenty," "nor more than five hundred dollars."

The amendment was adopted;

The title was amended by inserting in lieu of the word "whiskey," "spirituous, vinous or malt liquors;"

The bill was then ordered to a third reading forthwith; read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, POUND, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Russell—75.

Mr. Powell, from the same committee, reported favorably to the bill—

H. B. 125. To prohibit the sale of vinous or spirituous liquors within the limits of Union precinct, in Greene county, except on the recommendation of a majority of the freeholders of said beat;

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 66, nays 5.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Beck, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Morrisette, Newman, Nettles, Nowlin, Owens, Patton, POUND, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker, of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell—66.

Nays—Messrs. Brewer, Brooks of Macon, Foster, Hogue, Tyson—5.

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 190. To prevent the sale of spirituous, vinous, or malt liquors within five miles of Ten Island Baptist church, Calhoun county;

Amend as follows:

After the words "may be sentenced to hard labor for the county," in second section, insert the words "not exceeding six months;"

The amendment was adopted, and the bill ordered to a third reading forthwith; read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Newman, Nettles, Nowlin, Owens, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell—72.

Mr. Grayson, from the committee on counties and county boundaries, reported favorably, with amendment, to the bill—

H. B. 173. To authorize the commissioners court of Perry county to provide for warming the jail of said county;

Amend by adding, "provided the expenses incurred shall be paid out of the treasury of Perry county."

The amendment was adopted, and the bill ordered to a third reading forthwith; read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Agnew, Avery, Bankhead, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell—72.

Mr. Brooks of Macon, from the committee on fees and salaries, reported a substitute for the bill—

H. B. 20. To regulate the fees of registers in chancery.

On motion of Mr. Cleveland, the further consideration of the report was postponed and made the special order for 12 M. Friday next, and 150 copies of the substitute were ordered printed.

Mr. Brooks, from same committee, reported favorably to the bill—

H. B. 31. To amend section 240 of the Code.

Mr. Skeggs moved to amend, by striking out "one dollar and seventy-five cents," and inserting "one dollar."

The amendment was adopted, and the bill ordered to a third reading forthwith; read the third time and passed.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Foster Floyd, Gilmore, Glover, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Mason, Morrisette, Nettles, Nowlin, Owens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell—64.

Mr. Brooks, by leave, offered the following resolution, which was adopted:

Resolved, That the Speaker is hereby authorized to employ additional clerical assistance, when it becomes necessary.

Leave of absence was granted Mr. Armstrong until next Tuesday.

The Speaker announced the following committees:

Committee to visit the penitentiary, Messrs. Bradford Armstrong, Nowlin.

Special committee to which was referred house bills 245, 248, 250, Messrs. Brewer, Robinson of Conecuh, Cooley, Slaughter, Kent, Taylor, Cunningham.

On motion of Mr. Bradford, the House adjourned until Monday morning 11 o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, November 22, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Stringfellow.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—88.

Journals of Friday and Saturday read and approved.

Leave of absence was granted Mr. Taylor for to-day.

BILLS ON SECOND READING.

The bills—

H. B. 291. To amend the charter of the city of Wetumpka, by providing for an increase of the license tax, for an extension of police jurisdiction and of boundary limits;

H. B. 293. To amend section 3866 of the Code;

H. B. 295. To regulate the trial of misdemeanors in Montgomery county;

H. B. 296. To amend section 668 (761) of the Code;

H. B. 300. To amend section 4370 of the Code;

H. B. 285. To create a statutory lien in favor of store-houses and dwelling houses for the rent of the same, and to provide for the enforcement of such liens;

And the Senate bill—

S. 29. To make the owner of property, as to which the offense of malicious mischief is charged, a competent witness on the trial of the same;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 286. To amend section 669 of the Code, so far as the same relates to the county of Chilton;

H. B. 287. To limit the powers of the commissioners court of Clarke county, in levying taxes for county purposes;

H. B. 288. To amend section 5063 of the Code, so far as the same relates to Clay county;

H. B. 297. To repeal an act to prevent, in certain cases, the exchange and transportation of cotton, in the county of Montgomery, Bullock and other counties therein named, and in beats, numbers one, two, three, four, five, six, seven, eight and nine of Hale, and of cotton produced in said counties, approved February 1, 1879, so far as the provisions of said law apply to certain townships in south Sumter;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors, within two miles of Olive Branch Baptist church, in Conecuh county;

H. B. 290. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within three miles of Union Baptist church, near Central Institute, in the county of Elmore;

H. B. 294. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, within three miles of the churches and academy at Brundidge, Alabama;

H. B. 299. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within five miles of New Hope church, in Dunn's beat, in Tuscaloosa county;

H. B. 298. To amend section 1544 of the Code;

H. B. 302. To prevent the sale of spirituous liquors in three miles of Midway, Monroe and Conecuh counties;

Were severally read the second time and referred to the committee on temperance.

The bill—

H. B. 303. To authorize and require the Auditor to audit and allow the accounts of sheriffs who were in office July 31, 1879, for certain fees in criminal cases, where there was a jury and verdict of not guilty;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 301. To form a new county, to be called Clanton;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 304. To create a railroad commission to prevent extortion in passenger and freight tariffs on the railroads in this State;

Was read the second time, and referred to the committee on commerce and common carriers.

The bill—

H. B. 305. To establish a department of agriculture and immigration;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 292. To provide for compensation of inspectors and clerks of elections;

Was read the second time, and referred to the committee on privileges and elections.

The Senate bill—

S. 19. To establish a new charter for the town of Evergreen, Conecuh county;

Was read the second time, and referred to the committee on corporations.

The House next proceeded to the consideration of the amendment of Rule 23, proposed by Mr. Owens.

The amendment was lost.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Smith—

H. B. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State in the swamp and overflowed lands, and timber thereon;

By Mr. Welborn—

H. B. 307. To pay T. W. Francis & Co., for the carpet on the floor of the House of Representatives;

By Mr. White—

H. B. 308. To amend section 1657 of the Code;

By Mr. Johnson of Blount—

H. B. 309. To amend section 1544 of the Code;

By Mr. Powell—

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages, within three miles of Farriortville, in Bullock county;

By Mr. Hammond—

H. B. 311. To provide for the comfort and health of prisoners confined in the jail of Calhoun county;

By Mr. Thomas—

H. B. 312. To amend section 1 of an act to prohibit the sale, or giving away, of spirituous, vinous, or malt liquors within two miles of Milltown Academy in Milltown, Chambers county;

By Mr. Glover—

H. B. 313. To regulate the attendance fee of a witness when summoned in more than one case;

By Mr. Cleveland—

H. B. 314. To create Clarke county into the sixteenth (16th) chancery district of the southern chancery division;

By Mr. Owens (with petition)—

H. B. 315. To prohibit the sale, distilling, or otherwise disposing of intoxicating beverages in Crenshaw county;

By Mr. Billingslea—

H. B. 316. To amend section 284 of the Code;

By Mr. Bruce—

H. B. 317. To prohibit the sale, or giving away of vinous, spirituous, or malt liquors, or intoxicating bitters, within two miles of the town of Fort Payne, DeKalb county;

By Mr. Lary—

H. B. 318. To prohibit the sale of malt, vinous, or spirituous liquors, or other intoxicating drinks, within two miles of the Baptist Missionary church at Sandtuck, in the county of Elmore;

Also—

H. B. 319. To prohibit the sale of malt, vinous, or spirituous liquors, or other intoxicating drinks, within three miles of the Methodist church near Deatsville, in the county of Elmore;

Which bills were severally read once, and ordered to a second reading on to-morrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 22, 1880.

Mr. Speaker :

The Senate has concurred in the following House joint resolution:

Resolved, the Senate concurring, That the committee on ways and means be requested to confer with the committee on taxation and finance of the Senate, in reference to adopting a more effectual means for the collection of poll tax; and, if found practicable to change the present system, to report the same by bill;

And has refused to concur in the House joint resolution appointing a committee to visit the penitentiary;

And has originated and passed the following bills:

s. 73. To repeal an act to regulate the fees of constables in the counties of Marengo and Dallas, approved December 17, 1873;

s. 81. To repeal an act approved March 20, 1875, prohibiting the sale, or giving away, of spirituous, vinous and intoxicating liquors in and within two miles of the town of Rehoboth, in Wilcox county, Alabama

s. 38. To amend an act for the better protection of the planters in the counties of Monroe, Marengo, Clarke, Choctaw, Pickens, Greene and Talladega, by adding the county of Washington;

s. 90. To amend an act to authorize the judge of the county court of Jackson county and commissioners of roads and revenues, to perform certain duties therein named, approved January 25, 1845.

W. L. CLAY, Secretary.

The Senate bills set forth in the above message were severally read once, and ordered to a second reading on to-morrow.

Mr. Lary offered the following joint resolution, which was adopted:

Resolved by the House, the Senate concurring, That a joint committee of three from the House, and two from the Senate, be appointed to prepare a suitable memorial to the Congress of the United States, upon the subject of appropriations for the improvement of the rivers of this State, the harbor of Mobile, and the channel of entrance thereto.

Committee—Messrs. Lary, Langdon and Patton.

SPECIAL ORDER.

The hour of 12 o'clock having arrived, the House proceeded to the consideration of the special order for that hour, viz: The substitute reported by the judiciary committee to the bill—

n. b. 34. To fix the salaries of the judges of the supreme court.

Mr. Betts moved to amend, by striking out "four thousand," and inserting "thirty-five hundred."

Mr. Lary moved to indefinitely postpone further consideration of the bill; which was agreed to.

Yeas—Messrs. Barnett, Beard, Billingslea, Bulger, Brassfield, Brewer, Brown of Russell, Bruce, Callaway, Camp, Cooley, Cowart, Cunningham, Davidson, Floyd, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Long, Maddox, Martin, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Sowell, Sharit, Shields, Skeggs, Slaughter, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wright of Butler—48.

Nays—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beck, Betts, Bowdon, Bradford, Brooks of Covington, Brown of Tuscaloosa, Calhoun, Collier, Clark, Cleveland, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Harris, Lane, Langdon, Mason, Milner, Morrisette, Nelson, Nettles, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Smith, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell—42.

Mr. White gave notice of a proposed amendment to the Rules, which lies over one day.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from the judiciary committee, reported favorably, with an amendment, to the bill—

n. b. 163. To amend section 669 of the Code;

Amend by striking out the words "or judge of probate," in the ninth line of said bill, and also the same words in the thirteenth and fourteenth lines.

The amendment was adopted; the bill was ordered to a third reading forthwith, and read the third time.

Mr. Nelson moved to reconsider the vote by which the bill passed to a third reading, in order that he might offer the following amendment:

Provided, That no bond for a less sum than \$2500.00 shall be required by said circuit judge.

The motion to reconsider was lost, and the bill passed—yeas 59, nays 32.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Beck, Bowdon, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Callaway, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Kirkland, Laue, Lanier, Langdon, Lary, Long, Mason, Milner, Newson, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wright of Butler, Wright of Lee, Wright of Russell—59.

Nays—Messrs. Avery, Bankhead, Beard, Betts, Billingslea, Bruce, Calhoun, Camp, Davidson, Floyd, Glover, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Maddox, Martin, Morrisette, Nelson, Newman, Nolen, Nowlin, Pickens, Sharit, Shields, Skeggs, Vaught, Walker of Montgomery, Wilson of Chambers, Wilson of Shelby—32.

Also, from same committee, reported favorably to the bill—

H. B. 151. To amend section 261 of the Code.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 89, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newson, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee—89.

Also, from same committee, reported favorably to the bill—

H. B. 30. To provide for the transfer of dockets, records papers belonging to chancery courts which have been abolished.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 90, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newson, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell—90.

Also, from same committee, reported a substitute to the bill—

H. B. 112. For the relief of Alfred McKinnie and Susanna Barnett of Blount county.

The substitute was adopted.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 76, nays 6.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Calhoun, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, Nelson, Newman, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts,

White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—76.

Nays—Messrs. Bankhead, Bulger, Brooks of Covington, Collier, Owens, Wilson of Shelby—6.

Also, from judiciary committee, reported a substitute for the bill—

n. b. 128. To amend section 4359 of the Code.

The substitute was adopted.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 84, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell—84.

Mr. Renfro gave notice of a motion to reconsider the vote by which n. b. 163 was passed.

On motion of Mr. Powell, the House adjourned till to-morrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES.

TUESDAY, November 23, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Petrie.

On call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cow-

art, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—91.

Journal of yesterday read and approved.

Indefinite leave of absence was granted Mr. Calhoun; also leave of absence was granted Mr. Pound, to-day on account of sickness.

Mr. Owens moved to reconsider the vote by which the bill was indefinitely postponed on yesterday—

n. b. 34. To fix the salary of the Supreme Court judges ;

And also moved that the further consideration of the motion be postponed, and made the special order for Monday next at 12 M. Agreed to.

BILLS ON SECOND READING.

The bills—

n. b. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State in the swamp and overflowed lands, and timber thereon ;

n. b. 313. To regulate the attendance fee of a witness when summoned in more than one case ;

n. b. 314. To create Clarke county into the 16th district of the southern chancery division ;

And the Senate bill—

s. 73. To repeal an act to regulate the fees of constables in the counties of Marengo and Dallas, approved December 17, 1873 ;

Were severally read the second time, and referred to the judiciary committee.

The bill—

n. b. 307. To pay T. W. Francis & Co. for the carpet on the floor of the House of Representatives ;

Was read the second time, and referred to the committee on accounts and claims.

The bill—

H. B. 308. To amend section 1657 of the Code;

Was read the second time, and referred to the committee on public roads and highways.

The bills—

H. B. 309. To amend section 1544 of the Code;

H. B. 312. To amend section 1 of an act to prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within two miles of Milltown Academy, in Milltown beat, Chambers county;

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, or malt liquors, or intoxicating bitters, or intoxicating beverages, within three miles of Farriorville, Bullock county;

H. B. 318. To prohibit the sale of malt, vinous, or spirituous liquors, or other intoxicating drinks within two miles of the Baptist Missionary church at Sandtuck, in the county of Elmore;

H. B. 319. To prohibit the sale of malt, vinous, or spirituous liquors, or other intoxicating drinks within three miles of the Methodist church near Deatsville, Elmore county;

H. B. 317. To prohibit the sale, or giving away, of vinous, spirituous, or malt liquors, or intoxicating bitters within two miles of the town of Fort Payne, DeKalb county;

H. B. 315. To prohibit the sale, distilling, or otherwise disposing of intoxicating beverages in Crenshaw county;

And the Senate bills—

S. 96. To prohibit the sale of spirituous liquors within five miles of any religious camp meeting being held in Washington, Clarke and Choctaw counties;

S. 81. To repeal an act approved March 20, 1875, prohibiting the sale, or giving away of spirituous, vinous, or intoxicating liquors in, and within two miles of the town of Rehoboth, Wilcox county;

Were severally read the second time, and referred to the committee on temperance.

The Senate bill—

S. 38. To amend an act for the better protection of the planters in the counties of Monroe, Marengo, Clarke, Choctaw, Pickens, Greene and Talladega, by adding county of Washington;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 316. To amend section 284 of the Code;
Was read the second time, and referred to the committee on privileges and elections.

The bills—

H. B. 311. To provide for the comfort and health of prisoners confined in the jail of Calhoun county;

S. 90. To amend an act authorizing the judge of the county court of Jackson county, and commissioners of roads and revenues, to perform certain duties therein named, approved January 25, 1845;

Were severally read the second time, and referred to the committee on local legislation.

Mr. Renfro moved to reconsider the vote by which the bill—

H. B. 163. To amend section 6697 of the Code;

Was passed.

Mr. Foster moved to lay the motion on the table. Lost; and the motion was agreed to.

The vote ordering the bill to a third reading was reconsidered.

Mr. Nelson moved to amend, by adding:

Provided, That in no case shall a bond in a less sum than two thousand dollars be required.

Adopted.

Mr. Glover moved to reconsider the vote by which the amendment was adopted on yesterday, striking out the words, "or probate judge."

Carried, and the amendment was lost.

Mr. Betts moved to amend by striking out "a" where it occurs before the words "circuit," and insert "the."

Carried.

The bill was then read the third time, and passed—yeas 88, nays 3.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price,

Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Marengo, Walker Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

Nays—Messrs. Bulger, Foster, Underwood.

Mr. White called up his amendment to the Rules.

Mr. Betts offered the following as a substitute, which was accepted:

That when a committee shall have agreed upon an adverse report upon any bill, the chairman shall cause notice of said action to be given to the member who introduced the bill, upon the next day.

The amendment was adopted.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Welborn—

H. B. 320. To amend section 712 of the Code;

By Mr. Wright of Butler—

H. B. 321. To prevent guardians, executors and administrators from paying attorney fees out of the assets of the estates they represent, unless there be litigation;

By Mr. Hammond—

H. B. 322. To authorize the intendant and council of the town of Alexandria, Calhoun county, to issue retail liquor license;

By Mr. Cleveland—

H. B. 323. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, so far as the same relates to Clarke county;

By Mr. Newsom—

H. B. 324. To require the testimony of all witnesses before any grand jury in this State to be reduced to writing, sworn to and subscribed by such witness, attested by the foreman, and returned into court, together with the indictment in the particular case in which such testimony is taken, for the exclusive use of the solicitor in the trial of the cause, and for his exclusive use in prosecutions for perjury;

By Mr. Owens—

H. B. 325. To repeal section 62 of the Code;

By Mr. Sowell (by request)—

H. B. 326. To authorize the construction of booms on the Conecuh river, for the safe keeping of lumber logs and timber;

By Mr. Nowlin—

H. B. 327. To amend an act to prohibit the sale, making, or giving away of spirituous, vinous, or malt liquors within one mile of the school house located at Walnut Grove, Etowah county;

By Mr. Clarke—

H. B. 328. To amend section 4126 of the Code;

By Mr. Sharit—

H. B. 329. To amend section 4466 of the Code;

By Mr. Bankhead—

H. B. 330. To regulate the compensation of county commissioners of Lamar and Marion counties;

By Mr. Harris—

H. B. 331. To amend section 1657 of the Code;

By Mr. Brewer—

H. B. 332. To regulate the collection of the poll tax in this State;

Also,

H. B. 333. To amend an act for the protection of plantations and lands in Lowndes county, Alabama, approved December 31, 1868;

Also,

H. B. 334. For the relief of Maria E. Free, of Lowndes county;

By Mr. Tyson—

H. B. 335. To amend section 3462 of the Code;

By Mr. Brooks of Macon—

H. B. 336. To repeal section 4461 of the Code;

Also,

H. B. 337. To amend section 4459 of the Code;

By Mr. Foster—

H. B. 338. To dispose of the swamp and overflowed land fund now in the State treasury;

By Mr. Walker of Marengo—

H. B. 339. To regulate the appropriation of the proceeds derived from hard labor in the county of Marengo;

Also,

H. B. 340. To prescribe certain duties of justices of the peace, notaries public, and constables, and to provide for the payment of their fees in criminal cases;

By Mr. Langdon (by request)—

H. B. 341. To legalize and declare binding settlements made by Hon. R. T. Smith, former Auditor, with the several tax collectors of this State;

By Mr. Price (by request)—

H. B. 342. To incorporate the Magnolia Manufacturing Company;

By Mr. Sheldon—

H. B. 343. To provide for the appointment of official stenographers in the first and second judicial circuits of this State, to define their duties, regulate their compensation, and for other purposes;

By Mr. Nettles (by request)—

H. B. 344. To incorporate Asbury camp ground of the M. E. Church, South, in Monroe county;

By Mr. Watts—

H. B. 345. To cede to the United States, for a limited time, jurisdiction over the site for the erection of United States Government buildings in the city of Montgomery;

By Mr. Renfro—

H. B. 346. To provide for the working of the public roads in Montgomery county;

By Mr. Walker of Montgomery—

H. B. 347. To amend section 2097 of the Code;

Also,

H. B. 348. To fix the fees of justices of the peace and constables in the county of Montgomery;

Also,

H. B. 349. To amend section 1 of an act for the preservation of game animals and birds in Mobile and other counties;

By Mr. Beard—

H. B. 350. To amend section 4325 of the Code;

Also,

H. B. 351. To amend section 1 of an act to protect game in certain counties therein named, approved February 13, 1879;

By Mr. Barnett—

H. B. 352. To amend section 2 of an act, approved January 29, 1879, to authorize the commissioners courts of Crenshaw, and other counties therein named, to lay off their counties into four commissioners' districts, so far as the same relates to the county of Pike;

By Mr. Wilson of Shelby—

n. b. 353. To amend section 5023 of the Code ;

Also,

n. b. 354. To define the rights of the widow as dowress, and of the widow and minor children as claimants of the homestead, in and to the dwelling-house ;

Also,

n. b. 355. To amend section 2239 of the Code ;

By Mr. Heacock—

n. b. 356. To authorize the commissioners court of Tallada county to lay off said county into four commissioners' districts ;

By Mr. Bulger—

n. b. 357. To prevent minors being engaged or employed in or about bar-rooms ;

By Mr. Donoho—

n. b. 358. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within three miles of Dunn's Creek Baptist church, Tuskaloosa county ;

By Mr. Brown of Tuskaloosa—

n. b. 259. To amend sections 1415 and 1417 of the Code ;

By Mr. Beck—

n. b. 360. To provide for the bannistering of flat boats ;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Petitions against the running of freight trains on Sunday were severally presented by Messrs. Avery, Kent, Skeggs, Nelson, Wilson of Shelby, Nowlin ;

Which were referred to the committee on commerce and common carriers.

Mr. Clark presented petition from citizens of Greene county against passage of stock law ;

Which were referred to the committee on agriculture.

Mr. Brewer presented petitions of citizens of Lowndes county in reference to the sale of liquor ;

Which was referred to committee on temperance.

Mr. Owens presented petitions of citizens of Rocky Mount for liquor law ;

Which was referred to the committee on temperance.

Mr. Powell presented petition for liquor law, as to Farriorville, which was referred to same committee.

Mr. Patton presented petition for the passage of a law requiring justices of the peace to assess the taxes ;

Which was referred to committee on ways and means.

Mr. Brown of Tuscaloosa presented memorial of Clark, Post and Martin, in reference to proposed amendment to charter of Alabama Coal and Slackwater Company;

Which was read and referred to committee on corporations.

Mr. Hammond offered a joint resolution, raising a joint committee to visit the various places in the State where convicts are employed, and to investigate their condition, the workings of the convict system, &c.

The resolution was lost.

MESSAGE FROM SENATE.

SENATE CHAMBER, Nov. 23, 1880.

Mr. Speaker :

The Senate has originated and passed the following bills:

s. 79. To amend section 4184 of the Code;

s. 51. To amend section 4109 of the Code, and to provide for its enforcement;

s. 109. To incorporate the Opelika Female Institute;

s. 101. To amend the first section of an act to amend the charter of the Mobile Omnibus Company, approved Dec. 7th, 1861, and to change the name of said company;

s. 95. To incorporate the William R. King Female College;

And has passed the following House bill:

H. B. 105. To repeal section 1653 (1346) of the Code of Alabama, in so far as the same relates to the county of Morgan;

And has amended, as therein shown, and passed House bill—

H. B. 4. To incorporate the "Magnolia Hook and Ladder Company," of Tuskegee.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the above message, were read once, and ordered to a second reading on to-morrow.

The House concurred in the amendment of the Senate to the bill—

H. B. 4. To incorporate the "Magnolia Hook and Ladder Company," of Tuskegee.

Yeas 83, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon,

Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—83.

Mr. Watts, from the committee on judiciary, reported a substitute for the bill—

II. B. 142. To regulate proceedings against the estates of married women.

Mr. Nelson moved to amend by adding, "or judgment," after word "decree" in 15th line section 1; also strike out "may" and insert "must."

Adopted.

Pending the consideration of the bill, the hour of 12 o'clock arrived, when the House proceeded to vote *viva voce* for a Senator to represent the State of Alabama in the Congress of the United States, for the unexpired term of the late Senator from Alabama—the Hon. George S. Houston.

Mr. Watts nominated Hon. James L. Pugh, of Barbour county.

Those who voted for Mr. Pugh, are—

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Wel-

born, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—88.

The Speaker declared that Mr. Pugh had received 88 votes (all the votes cast) for U. S. Senator.

The House resumed the consideration of the bill—

H. B. 142. To regulate proceedings against estates of married women.

The substitute was adopted, and the bill was ordered to a third reading forthwith; read the third time, and passed—yeas 48, nays 40.

Yeas—Messrs. Agnew, Armstrong, Avery, Barnett, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cunningham, Clark, Donoho, Foster, Floyd, Glover, Grayson, Harris, Heacock, Hogue, Kent, Kirkland, Lane, Langdon, Lary, Long, Nelson, Newman, Nolen, Nowlin, Pickens, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Walker of Marengo, Watts, Welborn, Wimberly, Wright of Butler, Wright of Lee—48.

Nays—Messrs. Speaker, Bankhead, Beard, Betts, Billingslea, Bowdon, Brooks of Macon, Callaway, Collier, Cooley, Cleveland, Davidson, Dement, Gilmore, Hammond, Head, Johnson of Blount, Kent, Lanier, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newsom, Nettles, Owens, Powell, Ramsay, Sowell, Sharit, Shields, Tyson, Thomas, Walker of Montgomery, White, Wilson of Chambers, Wilson of Shelby, Wright of Russell—40.

Also, from same committee, reported substitute for the bill—

H. B. 115. To amend section 4731 of the Code, relating to sentencing to hard labor for costs.

Mr. Tyson moved to amend by striking out the words "or justice."

On motion of Mr. Clark, the amendment was laid on the table.

The substitute was adopted, and the bill was read the third time, and passed—yeas 57, nays 24.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Bruce, Camp, Collier, Cooley, Clark, Cleveland, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Langdon, Long, Maddox,

Mason, Milner, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wimberly, Wright of Butler, Wright of Lee—57.

Nays—Messrs. Bankhead, Beard, Billingslea, Bulger, Brooks of Covington, Brown of Tuskaloosa, Callaway, Dement, Foster, Hammond, Johnson of Blount, Kent, Lary, Martin, Newman, Patton, Powell, Ramsay, Tyson, Thomas, Wilson of Chambers, Wilson of Shelby, Wright of Russell—24.

Also, from same committee, reported a substitute for the bill—

H. B. 123. To amend section 4205 of the Code.

The substitute was adopted, the bill read the third time and passed—yeas 77, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Callaway, Collier, Cooley, Cowart, Clark, Cleveland, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—77.

Also, from same committee, reported a substitute for the bill—

H. B. 129. To amend section 3462 of the Code, entitled an act to amend sections 3462 and 3464 of the Code;

Mr. Tyson moved to amend, by adding "or repairs," after "manufacture." The amendment was adopted, the bill read the third time and passed—yeas 75, nays 1.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Ham-

mond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—85.

Mr. Davidson voted nay.

Mr. Watts, from same committee, reported back to the House the bill—

H. B. 191. To pay several counties the county taxes on lands sold for taxes, &c.;

And asked its reference to committee on ways and means. So ordered.

Mr. Watts, from same committee, reported favorably to the bill—

H. B. 195. To repeal section 3930 of the Code.

The bill was read the third time and lost—yeas 27, nays 52.

Yeas—Messrs. Bulger, Brown of Tuskaloosa, Clark, Donoho, Hogue, Kirkland, Lane, Langdon, Long, McCullough, Nelson, Newman, Nettles, Nowlin, Owens, Pickens, Price, Renfro, Robinson, of Jackson, Shields, Skeggs, Slaughter, Underwood, Vaught, Walker of Marengo, Welborn, Wilsoff of Shelby—27.

Nays—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cunningham, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Maddox, Martin, Milner, Newsom, Nolen, Patton, Ramsay, Sanders, Sheldon, Sharit, Tyson, Thomas, Walker of Montgomery, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.—52.

Mr. Watts, from same committee, reported favorably, with amendment, to the bill—

H. B. 230. To amend section two of an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and in the city court of Selma, and to prescribe their compensation.

Amend section one, by striking out the words, "specified in the caption hereto," where they occur, and insert, "entitled an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and in the city court of Selma, and to prescribe their compensation."

The amendment was adopted, the bill read the third time and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Long, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, —81.

Also, from same committee, reported favorably to the bill—

H. B. 231. To amend section 566 of the Code.

Mr. Brewer moved to indefinitely postpone the further consideration of the bill—lost. The bill was read the third time and passed—yeas 76, nays 5.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Long, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts,

White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—76.

Nays—Messrs. Brewer, Bruce, Cowart, Glover, Pickens—5.

By leave, Mr. Watts offered the following resolution:

Resolved, That it is the sense of this House that an additional chancery division should be created.

On motion of Mr. Watts, the further consideration of the resolution was postponed, and made the special order for 11 A. M. to-morrow.

By leave, Mr. Robinson of Jackson offered the following resolution, which was adopted:

Resolved, That the judiciary committee be required to enquire into the expediency of imposing upon registers in chancery other duties than those now required of them by law, and to ascertain how far it may be safe to commit to them equity jurisdiction in certain cases, with right of appeal from their decisions.

On motion of Mr. Hogue, the House adjourned until to-morrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, November 24, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Callaway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White,

Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—84.

Journal of yesterday read and approved.

Indefinite leave of absence was granted Mr. Harris, on account of sickness of his mother; also, leave of absence was granted for to-day, to Messrs. Renfro, Pound and Cleveland, on account of sickness; also, to Governor Watts for to-day, on account of business engagement.

BILLS ON SECOND READING.

The bills—

H. B. 320. To amend section 712 of the Code;

H. B. 321. To prevent guardians, executors, or administrators from paying attorneys' fees out of the assets of the estates they represent, unless there be litigation;

H. B. 323. To repeal an act to increase the criminal jurisdiction of justices, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, in so far as the same relates to Clarke county;

H. B. 324. To require the testimony of all witnesses before any grand jury in this State to be reduced to writing, sworn to, and subscribed by such witnesses, attested by the foreman, and returned into court, together with the indictment in the particular case in which such testimony is taken, for the exclusive use of the solicitor on the trial of the cause, and for his exclusive use in prosecutions for perjury;

H. B. 325. To repeal section 62 of the Code;

H. B. 328. To amend section 4126 of the Code;

H. B. 329. To amend section 4466 of the Code;

H. B. 333. To amend an act for the protection of plantation, and lands in Lowndes county, Alabama, approved Dec. 31, 1868;

H. B. 339. To regulate the appropriation of the proceeds derived from hard labor in the county of Marengo;

H. B. 340. To prescribe certain duties of justices of the peace, notaries public and constables, and to provide for the payment of their fees in certain cases;

H. B. 341. To legalize and declare binding, settlements made by Hon. R. T. Smith, former auditor, with the several tax collectors;

H. B. 343. To provide for the appointment of official stenographers in the 1st and 3d judicial circuits of this State, to

define their duties, regulate their compensation, and for other purposes ;

H. B. 345. To cede to the United States, for a limited time, jurisdiction over the site, for the erection of U. S. Government buildings in the city of Montgomery ;

H. B. 347. To amend section 2097 of the Code ;

H. B. 350. To amend section 4325 of the Code ;

H. B. 354. To define the rights of the widow as dowress, and of the widow and minor children as claimants of the homestead, in and to the dwelling house ;

H. B. 355. To amend section 2239 of the Code ;

S. 79. To amend section 4184 of the Code ;

S. 51. To amend section 4109 of the Code, and to provide for its enforcement ;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 322. To authorize the intendant and council of the town of Alexandria, Calhoun county, to issue retail liquor license ;

H. B. 327. To amend an act to prohibit the sale, making, or giving away of spirituous, vinous, or malt liquors, within one mile of the school house located at Walnut Grove, Etowah county ;

H. B. 357. To prevent minors being engaged, or employed in, or about bar-rooms ;

H. B. 358. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within three miles of Dunn's Creek Baptist Church, Tuscaloosa county ;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 331. To amend section 1657 of the Code ;

H. B. 346. To provide for the working of the public roads in Montgomery county ;

Were severally read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 326. To authorize the construction of booms on the Conecuh river, for the safe keeping of lumber, logs and timber ;

Was read the second time.

Mr. Robinson of Conecuh offered an amendment, which,

with the bill, was referred to the committee on public roads and highways.

The bills—

H. B. 330. To regulate the compensation of county commissioners of Lamar and Marion counties;

H. B. 334; For the relief of Mrs. Maria E. Free of Lowndes county;

H. B. 356. To authorize the commissioners court of Talladega county to lay off said county into four commissioners' districts;

Were read the second time, and referred to the committee on local legislation.

The bill—

H. B. 335. To amend section 3462 of the Code;

Was read the second time, and on motion of Mr. Tyson, laid on the table.

The bills—

H. B. 336. To repeal section 4461 of the Code;

H. B. 337. To amend section 4459 of the Code;

H. B. 348. To fix the fees of justices of the peace and constables in the county of Montgomery;

H. B. 353. To amend section 5023 of the Code;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 338 To dispose of the swamp and overflowed land fund now in the State treasury;

H. B. 332. To regulate the collection of the poll tax in this State;

Were severally read the second time, and referred to the committee on ways and means.

The bill—

H. B. 352. To amend section two of an act approved January 29, 1879, to authorize the commissioners courts of Orenshaw, and other counties therein named, to lay off their counties into four commissioners' districts, so far as the same relates to the county of Pike;

Was read the second time, and referred to the committee on privileges and elections.

The bills—

H. B. 351. To amend section 1 of an act to protect game in certain counties therein named, approved 13th February 1879;

H. B. 349. To amend section 1 of an act to protect game

animals and birds, in certain counties therein named, approved 13th February, 1879;

Were severally read the second time, and referred to the committee on game law.

The bills—

H. B. 344. To incorporate Asbury camp ground of the M. E. Church, South, in Monroe county;

H. B. 342. To incorporate the Magnolia Manufacturing Company;

S. 95. To incorporate the Wm. R. King Female College;

S. 109. To incorporate the Opelika Female Institute;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 359. To amend sections 1415 and 1417 of the Code;

H. B. 360. To provide for the licensing of flat boats;

Were severally read the second time, and referred to the committee on commerce and common carriers.

Mr. Clark moved to reconsider the vote by which the bill—

H. B. 123. To amend section 4205 of the Code;

Was passed; which was agreed to, and the bill was re-committed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, NOV. 24, 1880.

Mr. Speaker :

The Senate has passed the following House bills:

H. B. 148. To amend section 3 of an act to establish a new charter for the city of Talladega, and to repeal all laws in contravention therewith, approved March 1, 1870;

H. B. 36. To amend section 4377 of the Code;

H. B. 29. To amend section 4358 of the Code of 1876;

H. B. 8. To extend the charter of the Mobile Savings Bank, and amend the provisions thereof;

H. B. 52. To fix the time of holding the circuit courts, and of pleading, in the first judicial circuit of Alabama;

And has amended, as therein shown, and passed, House bill—

H. B. 38. To punish the fraudulent issuance of false receipts for merchandise, cotton, grain, or other produce, or for any article of value;

And has concurred in the following joint resolution:

For the appointment of a joint committee to memorialize Congress upon the subject of appropriations for the improve-

ment of the rivers of this State, the harbor of Mobile and the channel of entrance thereto. Committee on part of Senate—Messrs. Brooks and Roquemore.

The Senate has adopted the following joint resolution, and ordered the same forthwith to the House :

Resolved by the Senate, the House of Representatives concurring, That in pursuance of the proclamations of the President of the United States and the Governor of this State, designating and appointing Thursday, November 25th, as a day of thanksgiving and prayer, that no session of the General Assembly be held on that day.

WM. L. CLAY, Secretary.

The hour of 11 o'clock having arrived, the House proceeded to the consideration of the resolution of Mr. Watts, in relation to the creation of the northern chancery division.

Mr. Wilson moved to postpone the further consideration of the resolution until Friday at 12 m. and make it the special order for that hour. *Lost.*

The resolution was lost.

Yeas—Messrs. Speaker, Avery, Bankhead, Barnett, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Callaway, Collier, Cooley, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Lane, Lanier, Langdon, Long, Maddox, Nowlin, Owens, Robinson of Conecuh, Sanders, Sheldon, Slaughter, Taylor, Thomas, Walker of Marengo, White, Wilson of Shelby, Wright of Russell—44.

Nays—Messrs. Agnew, Armstrong, Beard, Brown of Tuscaloosa, Brown of Russell, Bruce, Camp, Cowart, Cunningham, Clark, Dement, Floyd, Head, Kent, Kirkland, Lary, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsum, Nettles, Nolen, Patton, Pickens, Powell, Price, Ramsay, Robinson of Jackson, Sowell, Sharit, Shields, Skeggs, Smith, Tyson, Underwood, Vaight, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—45.

On motion of Mr. Foster, the House took an informal recess until 12.

At the hour of 12 m. the House was called to order.

JOINT CONVENTION.

The members of the two Houses convened in the hall of the House at the hour of 12 m. in joint convention, for the

purpose of ascertaining the result of the election held on yesterday, in the respective houses of the General Assembly, for United States Senator.

There were present, of the Senate,

Messrs. President, Banks, Bowles, Brooks, Brown, Bush, Clanton, Clarke, Cunningham, Duncan, Farnham, Grant, Hargrove, Harrison, Luckie, Malone, McClellan, McCurdy, Mitchell, Musgrove, Oden, Orr, Pate, Rice, Roquemore, Rushing, Satterfield, Seay, Smith, Titcomb, Ware—31.

And of the House,

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—90.

The Secretary of the Senate and the clerk of the House then read the Journals of yesterday of the Senate and House, respectively, relating to the vote for United States Senator.

The President of the Senate then declared that the Hon. James L. Pugh having received a majority of the votes cast in each House on yesterday, was legally and constitutionally elected Senator to the Congress of the United States, to fill the unexpired term of the late George S. Houston.

The joint convention then adjourned.

The Senate joint resolution in relation to observing thanksgiving, day was taken up and concurred in.

The House next proceeded to the consideration of the report of the joint committee in regard to taking a recess.

Mr. Foster moved to amend, by striking out "the first day of February, 1881," and inserting Tuesday, the 18th of January, 1881.

Mr. Langdon moved as amendment to the amendment, so as to take a recess on the 15th of December, instead of on the 8th, as proposed in the resolution.

Mr. Bradford moved to lay both amendments on the table.

A division of the question being called for, the vote was first taken on laying on the table the amendment of Mr. Langdon; which was carried.

The House refused to lay the amendment of Mr. Foster on the table, and it was adopted; and the report, as amended, was adopted.

MESSAGE FROM THE GOVERNOR.

MONTGOMERY, Nov. 24, 1880.

Gentlemen of the Senate

and of the House of Representatives :

I herewith transmit to you for consideration a communication from the Superintendent of Education.

R. W. COBB.

On motion of Mr. Betts, the message and accompanying document were referred to the committee on education.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced :

By Mr. Smith—

H. B. 361. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within five miles of Montgomery Hill Baptist Church, in Baldwin county;

By Mr. Johnson of Blount—

H. B. 362. To amend section 3462 of the Code;

Also,

H. B. 363. To repeal section 4731 of the Code;

By Mr. Hammond—

H. B. 364. To authorize the corporate authorities of the town of Oxford, Calhoun county, to levy and collect a license tax on shows, concerts, and exhibitions within the incorporation;

By Mr. Collier—

H. B. 365. To fix the maximum compensation of circuit and county solicitors in this State;

Also,

H. B. 366. To repeal an act to carry into effect the health laws of the State, approved February 12, 1879;

By Mr. Glover—

H. B. 367. To regulate the number of justices of the peace, and provide for their election by beats and precincts, and the extent of their civil jurisdiction;

By Mr. Sanders—

H. B. 368. To form a separate school district out of that part of township 7, range 20, Coffee county, lying east of Big Creek;

By Mr. Billingslea—

H. B. 369. To provide for the payment of certain fees to constables in criminal cases;

By Mr. Brassfield—

H. B. 370. To amend section 1 of an act for the preservation of game animals and birds in Mobile, Monroe, Greene, and other counties therein named, approved February 13, 1879, so far as the same is applicable to Greene county;

By Mr. Bowdon—

H. B. 371. To authorize the county superintendent of education of Henry county to disburse certain poll tax.

By Mr. Bankhead—

H. B. 372. For the protection of purchasers of lands sold by executors and administrators;

By Mr. Patton—

H. B. 373. To amend the first part of section 13, article 3, chapter 1, of the present school law;

By Mr. Pickens—

H. B. 374. For the relief of O. A. Vanhook of Lawrence county;

Also,

H. B. 375. For the relief of Samuel Wallace, of Lawrence county;

By Mr. Foster—

H. B. 376. To fix the salaries of chancellors in this State;

By Mr. Bradford—

H. B. 377. To amend section 31, article 3, of the school laws of Alabama, approved February 7, 1879;

By Mr. Camp—

H. B. 378. To amend an act to fix the amount of the appropriation for the maintenance of the normal school for white male and female teachers at Florence;

By Mr. Langdon—

H. B. 319. To repeal sections 1697 and 1698 of the Code;

By Mr. Sheldon—

H. B. 380. To authorize the county commissioners of Mo-

bile county to create the office of log, lumber and timber inspection and measurement, for the county of Mobile, and to provide rules for the measurement of logs, lumber and timber therein;

By Mr. Skeggs—

H. B. 381. For the relief of James H. Livingston, of the county of Morgan;

By Mr. Wilson of Shelby (by request)—

H. B. 382. To make costs accruing to the circuit clerk of Bibb county, in certain criminal cases, receivable in payment of fines and forfeitures due to said county;

Also,

H. B. 383. To regulate the practice in prosecutions for adultery and fornication.

By Mr. Heacock—

H. B. 384. To amend subdivision 1, of section 37, article 3, of an act to organize and regulate a system of public instruction;

By Mr. Brown of Tuskaloosa—

H. B. 382. In execution of the power of this State, derived from and under an act of Congress, entitled an act, granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State, approved June 3, 1856, and an act of Congress, entitled an act to renew certain grants of land to the State of Alabama, approved April 10, 1869;

By Mr. Donoho—

H. B. 386. For the preservation game animals and birds, in the county of Tuskaloosa;

By Mr. Mason—

H. B. 387. To amend subdivision one, of section 13, of article 3, of an act to organize and regulate a system of public instruction;

By Mr. Newman—

H. B. 388. To amend section 4206 of the Code;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. White offered joint resolution in relation to instructing the joint committee on re-apportionment to make a report as early as practicable;

Which was adopted.

Mr. Vaught, by request, offered the following resolution, which was lost:

Resolved, That the committee on ways and means be

instructed to report the propriety of having the State and county taxes assessed by the notaries public, and collected by the constables of this State, and if found practicable to incorporate the same in the revenue bill.

Mr. Powell presented petition in regard to stock law for Bullock county;

Which was referred to the committee on counties and county boundaries.

Mr. Owens presented petition of citizens of Crenshaw, against the passage of a prohibitory liquor law for New Providence, in said county;

Which was referred to committee on temperance.

Mr. Kent presented petitions against the running of freight trains on Sunday;

Which were referred to the committee on commerce and common carriers.

REPORTS FROM STANDING COMMITTEES.

Mr. Brewer, from the committee on ways and means, reported back to the House—

H. B. 134. To relieve tax payers from certain costs, in cases of error in assessments;

And it was referred to the judiciary committee.

Mr. Langdon, from the committee on education, made the following report:

Mr. Speaker:

The committee on education, to which was referred the message of His Excellency the Governor, transmitting the report of the trustees of the Agricultural and Mechanical College of Alabama, have instructed me to report the same back to the House, and recommend that it be laid on the table, and 500 copies of the report be printed.

C. C. LANGDON, Chairman.

The report was adopted.

Mr. Langdon, from committee on education, reported favorably to the bill—

H. B. 165. To establish a normal school for colored teachers at Tuskegee.

The bill was read the third time and passed—yeas 48, nays 20.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brassfield, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Callaway, Cowart, Cunningham, Dement, Floyd, Gilmore, Glover,

Hammond, Heacock, Hogue, Johnson of Blount, Langdon, Lary, Long, Milner, McCullough, Nolen, Nowlin, Owens, Pickens, Powell, Price, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Taylor, Thomas, Walker of Marengo, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee—48.

Nays—Messrs. Betts, Billingslea, Bowdon, Camp, Davidson, Grayson, Head, Johnson of Autauga, Lane, Maddox, Martin, Nelson, Newsom, Ramsay, Robinson of Jackson, Tyson, Underwood, Vaught, Waller, Wright of Russell—20.

Mr. Brooks, of Macon moved to re-consider the vote by which the bill passed, and to lay that motion on the table.

The latter motion was agreed to.

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

s. 59. To amend sections 1206 and 1211 of the Code, (in relation to the city of Tuscaloosa).

The bill was read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—72.

Also, from same committee, reported favorably to the bill—

s. 14. To authorize corporations formed for mining and manufacturing purposes, under part 2, title 1, chapter 1, article 1 of the Code, to enlarge their business.

The bill was read the third time and passed—yeas 74, nays 1.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier,

Cooley, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright Russell—74.

Mr. Owens voted nay.

Also, from same committee, reported favorably to the bill—

s. 64. To authorize private corporations to change the number of their directors.

The bill was read the third time and passed—yeas 74.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Lane, Lanier, Lary, Long, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—74.

Mr. Brooks of Macon moved that three hundred copies of the report of the Superintendent of Education, submitted by the Governor this morning, be printed.

Agreed to.

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

n. b. 255. To authorize the mayor and aldermen of the city of Tuskaloosa to license auctioneers;

The bill was read the third time and passed—yeas 80, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa,

loosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—80.

Mr. Clark moved that as Mr. Calhoun had obtained indefinite leave of absence, and would not likely be present any more during this session, that he be excused from serving on the committee on privileges and elections, and that Mr. Billingslea be substituted in his stead;

Which was agreed to.

Leave of absence was granted to Mr. Caffee for to-day.

On motion of Mr. Waller, the House adjourned until Friday morning at 10 o'clock.

HOUSE OF REPRESENTATIVES,

FRIDAY, November 26, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Graham.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of

Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—82.

Leave of absence was granted to Messrs. Caffee, Robinson of Jackson, and Wright of Lee, for to-day; and to Mr. Heacock for two days; and to Mr. Thomas till Monday, on account of sickness; and also to Mr. Foster till Monday, for the same reason; to Mr. Price indefinite leave of absence, on account of sickness.

The Journal of yesterday was read and approved.

SIGNING BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported the following bills as correctly enrolled, and the Speaker, in the presence of the House, immediately after the titles of the same had been publicly read, signed said bills:

H. B. 4. To incorporate the "Magnolia Hook and Ladder Company" of Tuskegee;

H. B. 52. To fix the time of holding the circuit courts and pleading in the first judicial circuit of Alabama;

H. B. 36. To amend section 4377 of the Code;

H. B. 29. To amend section 4358 of the Code of 1876;

H. B. 105. To repeal section 1653 (1346) of the Code of Alabama, in so far as the same relates to the county of Morgan.

BILLS ON SECOND READING.

The bills—

H. B. 363. To repeal section 4731 of the Code of Alabama;

H. B. 367. To regulate the number of justices of the peace, and provide for their election by beats and precincts, and the extent of their civil jurisdiction;

H. B. 369. To provide for the payment of certain fees to constables in criminal cases;

H. B. 372. For the protection of purchasers of lands sold by administrators and executors;

H. B. 376. To fix the salaries of chancellors in this State;

H. B. 383. To regulate the practice in prosecutions for adultery and fornication;

H. B. 385. An act in execution of the powers of this State derived from and under an act of Congress entitled an act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State, approved June 3, 1856, and an act of Congress

entitled an act to renew certain grants of land to the State of Alabama, approved April 10, 1869;

H. B. 388. To amend section 4206 of the Code;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 368. To form a separate school district out of that part of township 7, range 20, Coffee county, lying east of Big creek;

H. B. 371. To authorize the county superintendent of education of Henry county to disburse certain poll tax;

H. B. 373. To amend the first part of section 13, article 3, chapter 1, of the present school law;

H. B. 374. For the relief of O. A. Vanhook of Lawrence county, Alabama;

H. B. 387. To amend subdivision 1 of section 13 of article 3 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama;

H. B. 375. For the relief of Samuel Wallace;

H. B. 377. To amend section 31, article 3, of the school laws of Alabama, approved February 7, 1879;

H. B. 384. To amend subdivision 1 of section 13, and section 37, article 3, of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama;

Were severally read the second time, and referred to the committee on education.

The bills—

H. B. 365. To fix the maximum compensation of circuit and county solicitors in this State;

H. B. 382. To make costs accruing to the circuit clerk of Bibb county, in certain criminal cases, receivable in payment of fines and forfeitures due to said county;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 370. To amend section 1 of an act for the preservation of game animals and birds, in Mobile, Monroe, Greene and other counties therein named, approved February 13, 1879, so far as the same is applicable to Greene county;

H. B. 386. For the preservation of game animals and birds in the county of Tuscaloosa;

Were severally read the second time, and referred to the committee on game laws.

The bill—

H. B. 379. To repeal sections 1697 and 1698 of the Code;

Was read the second time, and referred to the committee on commerce and common carriers.

The bill—

H. B. 366. To repeal an act entitled an act to carry into effect the health laws of the State, approved February 12, 1879;

Was read the second time, and referred to the committee on ways and means.

The bill—

H. B. 362. To amend section 3462 of the Code of Alabama;

Was read the second time, and referred to the committee on agriculture.

The bills—

H. B. 364. To authorize the corporate authorities of the town of Oxford, Calhoun county, to levy and collect a license tax on shows, concerts and exhibitions within their incorporation;

H. B. 380. To authorize the county commissioners of Mobile county to create an office of log, lumber and timber inspection and measurement for the county of Mobile, and to provide rules for the measurement of logs, lumber and timber therein;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 378. To amend an act entitled an act to fix the amount of the appropriation for the maintenance of the normal school for white male and female teachers at Florence;

Was read the second time, and referred to the committee on appropriations.

The bill—

H. B. 361. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of Montgomery Hill Baptist church, in Baldwin county;

Was read the second time, and referred to the committee on temperance.

The bill—

H. B. 381. For the relief of James H. Livingston of the county of Morgan;

Was read the second time, and referred to the committee on accounts and claims.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 26, 1880.

Mr. Speaker:

The Senate refuses to concur in the House amendment to the report of the joint committee on recess, and has adopted the following joint resolution:

Resolved by the House, the Senate concurring, That a joint committee, consisting of two from the Senate and three from the House, be appointed, to which shall be referred the bill—

s. 121. To amend an act to amend section 5030 (3517) of the Code, approved February 13, 1879.

Committee on part of the Senate, Messrs. Troy and Hargrove;

And has amended, as therein shown, and passed the following House bills:

H. B. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved February 13, 1871;

H. B. 77. To prohibit the sale of malt, vinous and spirituous liquors, or other intoxicating drinks within two miles of the Methodist and Baptist churches at or near Verbena, on the South and North Alabama Railroad, in the county of Chilton;

And has adopted joint resolution raising joint committee of five to investigate treatment of convict labor employed in mines and on farms in the State, with authority to sit during recess.

Committee on part of the Senate, Messrs. Luckie and Grant;

And has originated and passed the following bills:

s. 86. To amend an act to authorize the commissioners court of Tuskaloosa county to build a bridge over Black Warrior river, to appoint trustees thereof, to issue and sell bonds of the county, and to secure said bonds by mortgage, approved December 4, 1871;

s. 93. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Clay and Jefferson, approved February 13, 1879, so far as

it relates to the counties of Jefferson, Pike, Chilton, Clay and Clarke;

s. 136. To incorporate the Gainesville Male Academy;

s. 87. To amend subdivisions one, two, three and four of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879;

s. 39. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clarke, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2, 1877, so far as the same applies to the counties of Choctaw and Washington;

s. 130. To prohibit the sale, or giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, or other intoxicating beverages, at or within five miles of the town of Centerville, in Bibb county;

s. 84. To secure the right of appeal to the State in criminal cases, when the act of the Legislature under which the indictment is found is held to be unconstitutional;

s. 104. To amend section 2468 of the Code;

s. 105. To authorize and empower the corporate authorities of the city of Troy, in Pike county, to compromise and arrange the present indebtedness of Troy, commonly known as the railroad or bonded indebtedness of Troy, by issuing and substituting new bonds for the present bonds, upon such terms and conditions as shall be agreed upon by and between the corporate authorities and the holders of the bonds;

s. 110. To incorporate the town of Davisville, in Calhoun county;

s. 74. To amend section 3787 of the Code.

WM. L. CLAY, Secretary.

The Senate bills, numbers 74, 110, 105, 104, 87, 39, 130, 84, 86, 93, 130, whose titles are set out in the above message;

Were severally read once, and ordered to a second reading on to-morrow.

The House concurred in the Senate amendment to the bill—

n. B. 38. To punish the fraudulent issuance of false receipts of merchandise, cotton, grain or other produce, or for any article of value—yeas 73, nays 0.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brewer,

Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cowart, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen Nowlin, Owens, Pickens, Pound, Powell, Renfro, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler—73.

Also, concurred in Senate amendment to the bill—

n. b. 77. To prohibit the sale of malt, vinous and spirituous liquors, or other intoxicating drinks, within two miles of the Methodist and Baptist churches at or near Verbena, on the South and North Railroad, in the county of Chilton;

Yeas 77, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson, of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

The House also concurred in the Senate amendment to the bill—

n. n. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved February 13, 1871.

Yeas 71, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of

Blount, Kent, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Taylor, Tyson, Vanght, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

And concurred in the Senate joint resolution, raising a joint committee of five to investigate the treatment of convict labor employed in mines and on farms in the State, with authority to sit during recess.

Committee on the part of the House, Messrs. Brooks of Macon, Wilson of Shelby and Bradford.

The message of the Senate in relation to taking a recess, was taken up.

Mr. Powell moved that the House recede from its amendment, and concur in the resolution.

W. Waller offered as a substitute for the motion, that the House insist on its amendment, and ask for a committee of conference.

On motion of Mr. Davidson, the amendment of Mr. Waller was laid on the table, and the motion of Mr. Powell was agreed to.

Mr. Hogue moved to reconsider the vote just taken, and to lay that motion on the table. The latter motion was agreed to.

The House concurred in the Senate joint resolution in regard to Senate bill No. 121.

Committee on the part of the House, Messrs. Langdon, Waller and Donoho.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Powell—

H. B. 389. To amend an act to prohibit the sale or giving away of vinous, spirituous or malt liquors, within four miles of Wiseville postoffice in Morgan county, Thomasville in Bullock, and Gaylerville in Clarke counties, approved March 15, 1878, in so far as Thomasville, in Bullock county, is concerned ;

By Mr. Armstrong—

H. B. 390. To repeal an act to increase the fees of constables of Bullock county, approved March 18, 1875 ;

By Mr. Collier—

H. B. 391. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or other intoxicating drinks, within three miles of the church at Jannison, in the county of Chilton;

By Mr. Newsom—

H. B. 392. To regulate legal advertising in the county of Clay;

By Mr. Sanders—

H. B. 393. To allow the sheriff of Coffee county the same fees as sheriffs are allowed in the circuit court, when he performs the duties of constable or marshal;

By Mr. Robinson of Conecuh—

H. B. 394. To establish normal schools, for the education of white male and female teachers, at Clayton, Barbour county, Evergreen, Conecuh county, Gadsden, Etowah county, and Vernon, Lamar county;

Also,

H. B. 395. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors, within three miles of the school house (known as the Academy Building), near the village of Brooklyn, Conecuh county;

By Mr. Clark—

H. B. 396. In relation to the pay and mileage of the members of the General Assembly from Green and Bullock counties, and to repeal so much of an act to amend section 43 of the Code of Alabama, with reference to pay and mileage of officers and members of the General Assembly, approved February 5, 1879, as relates to Green county;

By Mr. Sharit—

H. B. 397. To exempt certain persons therein named, from working on the public roads;

By Mr. Dement—

H. B. 398. To repeal an act to amend section 274 of the Code, approved February 12, 1879, and to revive and re-enact said section, as it now stands in the Code of 1876;

Also,

H. B. 399. To repeal an act to amend section 286 of the Code, approved February 13, 1879, and to revive and re-enact said section as it now stands in the Code of 1876;

By Mr. Brewer—

H. B. 400. To amend subdivision 8 of section 362 of the Code;

Also,

H. B. 401. To amend subdivision 4 of section 362 of the Code ;

Also,

H. B. 402. To amend section 376 of the Code ;

Also,

H. B. 403. To amend section 380 of the Code ;

Also,

H. B. 404. To amend section 383 of the Code ;

Also,

H. B. 405. To repeal section 378 of the Code ;

Also,

H. B. 406. To provide for summary judgments against probate judges, tax collectors and tax assessors ;

Also,

H. B. 407. To provide for taxing the shares of the capital stock of national banking associations ;

By Mr. Waller—

H. B. 408. For the appointment of deputy solicitors by the circuit solicitors ;

By Mr. Betts (by instructions from the committee on commerce and common carriers)—

H. B. 409. To prohibit the running of freight trains on Sundays ;

By Mr. Betts—

H. B. 410. To regulate the trade in old iron ;

By Mr. Bradford—

H. B. 411. To repeal the game law, so far as it relates to the county of Marengo ;

By Mr. Davidson—

H. B. 412. For the relief of William M. Weaver ;

By Mr. Cowart—

H. B. 413. To amend section 66 of the school law ;

By Mr. Barnett—

H. B. 414. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous, malt liquors, or any intoxicating bitters, within three and a half miles of the Baptist, Presbyterian and Methodist churches, in the town of Orion, Pike county ;

Also,

H. B. 415. To prevent the sale, or giving away of any spirituous, vinous, or malt liquors, or any intoxicating bitters, within two miles of the Baptist and Methodist churches in Brier Hill, Pike county ;

By Mr. Taylor—

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative, and judicial departments of the State, for interest on the public debt, and for the public schools;

By Mr. Slaughter—

H. B. 417. To amend section 4202 of the Code;

Also,

H. B. 418. To amend section 4201 of the Code;

Also,

H. B. 419. To amend section 4199 of the Code;

By Mr. Donoho—

H. B. 420. To prohibit the advertisement of lotteries, or like schemes, in the State of Alabama;

By M^r. Morrisette—

H. B. 421. To prohibit the sale of liquors in Snow Hill beat, Wilcox county;

By Mr. Newman—

H. B. 422. To make an additional appropriation out of the general school fund for the county of Winston;

By Mr. Nelson—

H. B. 423. To provide for the manner in which the laws of the United States, in regard to the election and appointment of Senators in Congress shall be carried into effect;

By Mr. Waller (by request)—

H. B. 424. To amend section 3606 of the Code;

By Mr. Wilson of Shelby—

H. B. 425. To form a separate school district out of parts of townships 19 and 20, range 1, east, Shelby county;

By Mr. Brewer—

H. B. 426. To amend section 401 of the Code;

Also,

H. B. 427. To amend section 360 of the Code;

By Mr. Powell (by instructions of the committee on temperance)—

H. B. 428. To authorize probate judges to order elections in certain cases in their respective counties, to determine whether spirituous, vinous, or malt liquors shall be sold, given away, or otherwise disposed of in any county, beat, incorporation or city therein;

Which bills were severally read once, and ordered to a second reading on to-morrow; and it was further ordered that 150 copies of H. B. 428 be printed.

Mr. Callaway offered the following resolution, which was adopted;

WHEREAS, wide spread dissatisfaction exists in all parts of the State with the present election law;

Resolved, therefore, That the committee on privileges and elections be, and are, hereby instructed to inquire into the propriety of amending the present election law, and report by bill or otherwise.

Mr. Bowdon (by request) presented petition of citizens of Conecuh county against abolishing the county court of said county; and, on his motion, it was laid on the table, to be taken up when the bill on that subject is acted on.

Mr. Powell presented petition of citizens of Bullock county against the passage of a stock law for said county;

Which was referred to the committee on counties and county boundaries.

Mr. Nolen presented petition against running of freight trains on Sunday;

Which was referred to the committee on commerce and common carriers.

Mr. Powell, from the committee on temperance, reported favorably to the Senate bill—

s. 10. To prohibit the sale and giving away of whiskey, or other intoxicating liquors, within six miles of the Baptist Church, in the village of McKinley, Marengo county.

The bill was read the third time and passed—yeas 78, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vanght, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—78.

Also, from same committee, reported favorably to the bill—

s. 5. To prohibit the sale of spirituous, vinous or malt

liquors within three miles of Rock Spring Church, in Lee county;

The bill was read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Cooley, Cowart, Clark, Davidson, Donoho, Floyd, Gilmore, Grayson, Hammond, Hogue, Johnson of Antanga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—75.

Mr Powell, from same committee, reported favorably to the bill—

s. 60. To repeal an act to prohibit the sale of spirituous or vinous liquors within two miles, in any direction, of Glennville Male and Female Academy, in the county of Russell, approved Dec. 19, 1871.

The bill was read the third time and passed—yeas 58, nays 6.

Yeas—Messrs. Speaker, Armstrong, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Bruce, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Gilmore, Glover, Grayson, Hammond, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Shields, Slaughter, Taylor, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—58.

Nays—Messrs. Donoho, Floyd, Robinson of Jackson, Sharit, Underwood, Walker of Montgomery—6.

Also, from same committee, reported favorably to the bill—

s. 96. To prohibit the sale of spirituous liquors within five miles of any camp meeting being held in Washington, Clarke, and Choctaw counties.

Amendments were severally offered and adopted, including the counties of Marion, Tuskaloosa, Bullock, Cherokee, Winston, DeKalb, Dale, Tallapoosa.

Mr. Mason moved to amend by striking out the words "being held," and inserting "during the time of the sessions of said religious bodies." Adopted.

Mr. Callaway moved to amend by adding "or other protracted religious meetings or associations." Adopted.

Mr. White moved to amend, by adding "not in any incorporated city or town." Adopted.

Mr. Lary moved to amend by adding—

Provided, That nothing herein contained, shall affect the rights of any person who has obtained a license to sell spirituous or vinous liquors." Adopted.

Mr. Glover moved to amend, by exempting Choctaw county from the operations of act.

The amendment was adopted.

The title was amended to correspond; the bill was read the third time and passed—yeas 44, nays 15.

Yeas—Messrs. Speaker, Agnew, Barnett, Beard, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Callaway, Camp, Cooley, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Kirkland, Lane, Lary, Long, Martin, Mason, Nelson, Newman, Newsom, Nettles, Owens, Pickens, Pound, Powell, Ramsay, Sanders, Shields, Slaughter, Walker of Marengo, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—44.

Nays—Messrs. Brown of Tuskaloosa, Brown of Russell, Cunningham, Donoho, Johnson of Blount, Lanier, Maddox, McCullough, Nolen, Nowlin, Renfro, Taylor, Underwood, Walker of Montgomery, Wilson of Shelby—15.

Mr. Camp gave notice of a motion to reconsider the vote just taken.

Mr. Powell, from the same committee, reported favorably to the bill—

H. B. 119. To preserve order at the Rutledge camp ground, in Crenshaw county;

The bill was read the third time and passed.

Yeas—Messrs. Agnew, Armstrong, Avery, Barnett, Bowdon, Bradford, Brewer, Callaway, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Gilmore, Kirkland, Lane, Long, Martin, Mason, McCullough, Newman, Owens, Patton, Pound, Powell, Renfro, Sanders, Slaughter, Smith, Underwood, Walker of Marengo, Walker of Mont-

gomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—39.

Nays—Messrs. Speaker, Betts, Brooks of Macon, Brown of Russell, Grayson, Hammond, Head, Johnson of Blount, Kent, Lanier, Langdon, Lary, Maddox, Milner, Newsom, Nolen, Nowlin, Pickens, Ramsay, Sowell, Sharit, Shields, Taylor, Waller—24.

Mr. Powell, from same committee, reported favorably to the bill—

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union Church, in Macon county.

The bill was read the third time, and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wimberly, Wright of Butler—64.

Also, from same committee, reported favorably to the bill—

H. B. 168. To prevent the sale of liquor within three and a half miles of Meridianville, Madison county.

The bill was read the third time, and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Avery, Betts, Bowdon, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wimberly, Wright of Butler—60.

The special order for 12 M., viz: the substitute reported by the committee on fees and salaries to the bill—

H. B. 20. To fix the fees of registers;

Was taken up, and, on motion of Mr. Brooks of Macon, re-committed.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 183. To prevent the sale, giving away, or otherwise disposing of alcoholic vinous, or malt liquors within four miles of the churches of Georgiana, Butler county.

The bill was read the third time, and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Wilson of Chambers, Wimberly, Wright of Russell—73.

Also, from same committee, reported favorably to the bill—

H. B. 202. To prevent the sale or giving of spirituous, vinous or malt liquors within five miles of Philadelphia Church, Monroe county.

The bill was read the third time, and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Donoho, Floyd, Gilmore, Glover, Hammond, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler—71.

Also, from same committee, reported favorably to the bill—

H. B. 217. Prohibiting the sale, or otherwise disposing of spirituous or intoxicating liquors in Allenton beat, Wilcox county.

The bill was read the third time, and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—81.

Also, from same committee, reported favorably to the bill—

H. B. 257. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within three miles of the Baptist Church at Garland, Butler county.

The bill was read the third time, and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lary, Long, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—81.

Also, from same committee, reported a substitute for the bill—

H. B. 193. To prevent drunkenness in this State.

Mr. Johnson of Blount moved to amend, by striking out section 2.

Mr. Nelson moved to postpone and make the bill the special order for Tuesday next, 12 M; agreed to.

Mr. Powell, from same committee, reported favorably to the bill—

H. B. 220. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within ten miles of the town of Woodstock, Bibb county.

The bill was read the third time, and passed—yeas 57, nays 4.

Yeas—Messrs. Armstrong, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Hammond, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Long, Martin, Mason, Morrisette, Nelson, Newman, Nettles, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler—57.

Nays—Messrs. Langdon, Maddox, McCullough, Wright of Russell—4.

Also, from the same committee, reported favorably to the bill—

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within two miles of Olive Branch Baptist church, in Conecuh county.

The bill was read the third time, and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Head, Johnson of Blount, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—69.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 290. To prohibit the sale of malt liquors within three miles of Union Baptist church, near Central Institute, in Elmore county;

Amend, by striking out the words "Union Baptist church near" in title and the body of the bill.

The amendment was adopted, and the bill read the third time, and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler—71.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 299. To prohibit the sale, or otherwise disposing of spirituous, vinous or malt liquors within five miles of New Hope Church, in Dunn's beat, in Tuscaloosa county.

Amend, so as to add "beat number one" in body and caption. Adopted.

The bill was read a third time, and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Martin, Mason, Milner, McCallough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Powell, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Shields, Slaughter, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Butler.

Also, from same committee, reported favorably to the bill—

H. B. 238. To prohibit the sale, or giving away of spirituous, vinous or malt liquors in beat No. 6, Etowah county.

The bill was read the third time, and passed—yeas 66, nays 0.

Yeas—Messrs. Armstrong, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Bruce, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Johnson of Blount, Kirkland, Lary, Long, Martin, Milner, Morrisette, McCullough, Nelson, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

By leave, Mr. Brooks offered the following resolution, which was adopted:

Resolved, That the committee on public buildings and institutions be instructed to inquire into the expediency of opening a door (after conferring with the Superintendent of Education), from the hall of the House into the room of the Superintendent of Education, for the purpose of a cloak room; also to make such arrangements for the comfort and convenience of the members of this House as they may think necessary, in the room in the northwest corner of this hall.

MESSAGE FROM THE GOVERNOR.

THE STATE OF ALABAMA,

EXECUTIVE DEPARTMENT,

Montgomery, Nov. 26, 1880.

Gentlemen of the Senate and the House of Representatives of the State of Alabama:

I herewith transmit the report of the commissioners of Mobile, made under the requirements of section sixteen of an act approved February 11, 1879, entitled "An act to vacate and annul the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation."

The report sets forth the scheme for the adjustment and

settlement of the debts of the late municipal corporation of this State, known as the mayor, aldermen and common council of the city of Mobile, which resulted from the negotiations of said commissioners with the creditors of said city.

It is accompanied with the drafts of two acts, which are made exhibits and parts of the report. They are respectively marked "Exhibits" "A" and "B." They are laid before you for consideration, and the report recommends their adoption.

Exhibit A is reported as needful and requisite to carry into effect the aforesaid scheme of adjustment and settlement. The report shows that this draft of an act has been submitted and has received the approval of the distinguished counsel selected by said creditors to determine the sufficiency of any legislative draft drawn under the direction of your commissioners to secure the execution in all its parts of the scheme of adjustment and settlement agreed to by them.

Exhibit B contemplates the passage of an act, which is supplemental in its character to an act approved February 11, 1879, entitled "An act to incorporate the port of Mobile, and to provide for the government thereof."

Its general scope is to continue in office the present officers of the port of Mobile until the first Monday of March, 1882, and to provide for triennial election of its future officers, commencing on said first Monday of March, and making the president of the board elective by the voters of said port. The report shows that this draft was prepared after, and as the result of, conferences between the commissioners of Mobile, and the officers of the port of Mobile, who have had the administration of its affairs since the 15th of March, 1879.

The settlement of the debts of municipalities created by the State is a matter of great importance to the State, and I invite your careful consideration to the matters of the report. The report contemplates that the execution of the scheme of adjustment and settlement reported, shall commence in the early part of January next, and I therefore hope your convenience may allow an early consideration of the subject.

R. W. COBB, Governor.

On motion of Mr. Powell, the House adjourned until tomorrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

SATURDAY, November 27, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Tichenor.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—86.

Mr. Davidson, from the committee on agriculture, asked and obtained leave for that committee to sit apart from the House during a portion of the morning session.

Leave of absence was granted to Messrs. Callaway and Brooks of Covington for to-day, on account of sickness; and to Mr. Owens till 11 o'clock to-day, and to Mr. Wright of Lee for two days, on account of sickness.

Journal of yesterday read and approved.

By leave—

Mr. Walker of Marengo, reported back the bill—

H. B. 264. To prevent camp hunting in Covington county;

And asked its reference to committee on local legislation.

It was so ordered.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 148. To amend section 3 of an act to establish a new charter for the city of Talladega, and to repeal all laws in contravention therewith, approved March 1, 1870;

H. B. 38. To punish the fraudulent issuance of false receipts for merchandise, cotton, grain, or other products, or for any article of value;

H. B. 8. To extend the charter of the Mobile Savings bank, and amend the provisions thereof;

H. B. 77. To prohibit the sale of malt, vinous and spirituous liquors, or other intoxicating drinks, within two miles of the Methodist and Baptist churches at or near Verbena, on the South and North Alabama railroad, in the county of Chilton;

H. B. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved February 13, 1871.

BILLS ON SECOND READING.

The bills—

H. B. 390. To repeal an act to increase the fees of constables of Bullock county, approved March 18, 1875;

H. B. 406. To provide for summary judgments against probate judges, tax collectors and tax assessors;

H. B. 408. For the appointment of deputy solicitors by the circuit solicitors;

H. B. 417. To amend section 4202 of the Code;

H. B. 418. To amend section 4201 of the Code;

H. B. 419. To amend section 4199 of the Code;

H. B. 420. To prohibit the advertisement of lotteries, or like schemes, in the State of Alabama;

H. B. 424. To amend section 3606 of the Code;

And the Senate bill—

S. 74. To amend section 3787 of the Code;

S. 87. To amend subdivisions, 1, 2, 3 and 4 of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879;

S. 104. To amend section 2468 of the Code;

S. 84. To secure the right of appeal to the State in criminal cases, when the act of the Legislature under which the indictment is found, is held to be unconstitutional;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 391. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or other intoxicating drinks, within three miles of the church at Jemison, in the county of Chilton;

H. B. 392. To regulate legal advertising in the county of Clay;

H. B. 412. For the relief of William M. Weaver;
And the Senate bills—

s. 105. To authorize and empower the corporate authorities of the city of Troy, in Pike county, to compromise and arrange the present indebtedness of Troy, commonly known as the railroad or bonded indebtedness of Troy, by issuing and substituting new bonds for the present bonds, upon such terms and conditions as shall be agreed upon by and between the corporate authorities and the holders of said bonds;

s. 86. To amend an act to amend an act to authorize the commissioners court of Tuskaloosa county to build a bridge over Black Warrior river, to appoint trustees thereof, to issue and sell bonds of the county, and to secure said bonds by mortgage, approved December 4, 1871;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 411. To repeal the game law, so far as it relates to the county of Marengo;

Was read the second time.

On motion of Mr. Taylor, the bill was amended so as to include Talladega county in the provisions of the repealing clause; the title of the same was amended to correspond;

And it was then referred to the committee on the game law.

The Senate bills—

s. 39. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clarke, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2, 1877, so far as the same applies to the counties of Choctaw and Washington;

s. 93. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Clay, and Jefferson, approved February 13, 1879, so far as it relates to the counties of Jefferson, Pike, Chilton, Clay, and Clarke;

Were severally read the second time, and referred to the committee on game laws.

The bills—

H. B. 248. To order probate judges to order elections in certain cases in their respective counties, to determine whether spirituous, vinous, or malt liquors shall be sold, given away, or otherwise disposed of in any county, beat, incorporation, or city therein;

H. B. 421. To prohibit the sale of liquors in Snow Hill beat, Wilcox county;

H. B. 414. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating bitters, within three and a half miles of the Baptist, Presbyterian and Methodist churches in the town of Orion, Pike county;

H. B. 389. To amend an act to prohibit the sale or giving away of vinous, spirituous, or malt liquors within four miles of Wiseville post-office, in Morgan county; Thomasville, in Bullock county; and Gaylesville, in Cherokee county, approved March 15, 1875, so far as Thomasville, in Bullock county, is concerned;

H. B. 395. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within three miles of the school-house, known as the Academy Building, near the village of Brooklyn, Conecuh county;

H. B. 415. To prevent the sale, or giving away, of any spirituous, vinous, or malt liquors, or any intoxicating bitters, within two miles of the Baptist and Methodist churches in Brier Hill, Pike county.

And the Senate bill—

S. 130. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating bitters, or any intoxicating beverages, at or within five miles of the town of Centreville, in Bibb county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 400. To amend subdivision 8 of section 362 of the Code;

H. B. 401. To amend subdivision 4 of section 362 of the Code;

H. B. 402. To amend section 376 of the Code;

H. B. 403. To amend section 380 of the Code;

H. B. 404. To amend section 383 of the Code.

H. B. 405. To repeal section 378 of the Code;

H. B. 407. To provide for taxing the shares of the capital stock of National banking associations;

H. B. 426. To amend section 401 of the Code;

H. B. 427. To amend section 360 of the Code;

Were severally read the second time, and referred to the committee on ways and means.

The bill—

H. B. 397. To exempt certain persons therein named from working on the public roads;

Was read the second time;

And Mr. Johnson of Blount offered an amendment, which, with the bill, was referred to the committee on public roads and highways.

The bills—

H. B. 393. To allow the sheriff of Coffee county the same fees as sheriffs are allowed in circuit courts, when he performs the duties of constable or marshal;

H. B. 396. In relation to the pay and mileage of the members of the General Assembly from Greene and Birlock counties, and to repeal so much of an act entitled an act to amend section 43 of the Code of Alabama, in relation to pay and mileage of officers and members of the General Assembly, approved February 5, 1879, as relates to Greene county;

Were severally read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 423. To provide for the manner in which the laws of the United States, in regard to the election and appointment of Senators in Congress, shall be carried into effect;

Was read the second time, and referred to the committee on federal relations.

The bill—

H. B. 410. To regulate the trade in old iron;

Was read the second time and referred, to the committee on agriculture.

The bill—

H. B. 409. To prohibit the running of freight trains on Sundays;

Was read the second time, and referred to the committee on commerce and common carriers.

The bills—

H. B. 413. To amend section 66 of the school law;

H. B. 394. To establish normal schools for the education of white male and female teachers at Clayton, Barbour;

Evergreen, Conecuh county; Gadsden, Etowah county; and Vernon, Lamar county;

H. B. 422. To make an additional appropriation out of the general school fund for the county of Winston;

H. B. 425. To form a separate school district out of parts of townships 19 and 20, range 1, East, Shelby county;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative, and judicial expenses of the State, for interest on the public debt, and for the public schools;

Was read the second time, and referred to the committee on appropriations.

And the Senate bills—

S. 110. To incorporate the town of Davisville, in Calhoun county, Alabama;

S. 136. To incorporate the Gainesville male academy;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 398. To repeal an act to amend section 274 of the Code, approved February 12, 1879, and to revive and re-enact said section, as it now stands in the Code of 1876;

H. B. 399. To repeal an act to amend section 286 of the Code, approved February 13, 1879, and to revive and re-enact said section, as it now stands in Code of 1876;

Were severally read the second time, and referred to a special committee, composed of one from each congressional district.

Committee, Messrs. Walker of Marengo, Renfro, White, Waller, Bulger, Kirkland, Nowlin and Lane.

GOVERNOR'S MESSAGE TAKEN UP.

The Governor's message received yesterday, in relation to the city of Mobile, was taken up;

And, on motion of Mr. Langdon, it was ordered that it lie on the table for the present.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, NOV. 27, 1880.

Mr. Speaker:

The Senate has passed the following House bills:

H. B. 19. To prohibit the sale, or otherwise disposing of spirituous, vinous, or malt liquors in beat 6, Chambers county;

H. B. 23. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within two and one-half miles of the Forest Home (Methodist) church, in Butler county;

H. B. 55. To prohibit the sale, giving away, or dealing in spirituous, vinous, or malt liquors, in one and one-half miles of Asbury Camp Ground, in Monroe county;

H. B. 91. To prohibit the sale or giving away of spirituous, or vinous liquors, within two miles of Madison, in Madison county;

H. B. 125. To prohibit the sale of spirituous liquors, within the limits of Union precinct, in Green county, Alabama, except on the recommendation of a majority of the freeholders of said beat;

H. B. 173. To authorize the commissioners court of Perry county, to provide for warming the jail of said county;

H. B. 177. To prevent the sale of spirituous, vinous or malt liquors within three miles of Salem Baptist church, in Tuscaloosa county;

H. B. 190. To prevent the sale of spirituous, vinous, or malt liquors within five miles of Ten Island church, in Calhoun county, Alabama;

H. B. 65. To amend section 1680 of the Code of Alabama;

And has originated and passed the following bills:

s. 131. To provide for the enforcement of judgments in certain cases;

s. 126. To amend section 213 of the Code;

s. 67. To incorporate the West Point Manufacturing Company;

s. 138. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors, or other intoxicating liquors, within certain prescribed limits, including Ebenezer church, in the county of Lawrence.

WM. L. CLAY, Secretary.

The Senate bills, s. 131, s. 126, s. 67, s. 138, whose titles are set forth in the above message, were severally read the first time, and ordered to a second reading to-morrow.

MESSAGE FROM THE GOVERNOR.

MONTGOMERY, Nov. 26, 1880.

To the Speaker of the House of Representatives :

SIR—I herewith submit to the House of Representatives, the report of the commission created by the act of February 12, 1879 to investigate and report upon the validity of certain bonds and certificates of the State of Alabama, described in said act.

R. W. COBB.

The message, with the accompanying documents, were referred to the committee on ways and means.

Mr. Camp called up his motion to re-consider the vote by which the Senate bill—

s. 96. To prohibit the sale of spirituous liquors within five miles of any religious camp meeting being held in Washington, Clarke and Choctaw counties;

Was passed—which was agreed to.

Mr. Camp moved to re-consider the vote by which the amendment of Mr. Lary was adopted.

Carried.

Mr. Camp moved as a substitute for the amendment of Mr. Lary;

Provided That the provisions of this act shall not apply to any person, or persons, who have procured a license to sell vinous or spirituous liquors, and are now engaged in such business until such license shall have expired;

The amendment was adopted, the title of the bill was amended, and the bill was read the third time and passed—yeas 53, nays 6.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Beard, Beck, Bulger, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cunningham, Dement, Donoho, Gilmore, Hammond, Johnson of Antauga, Johnson of Blount, Kirkland, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, Newman, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly—53.

Nays—Messrs. Grayson, Hogue, Maddox, Pickens, Robinson of Jackson, Underwood—6.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced :

By Mr. Langdon—

H. B. 429. To adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the mayor, aldermen and common council of the city of Mobile which is recommended in the report of the commissioners of Mobile laid before the General Assembly of Alabama, on the 26th day of November, 1880, as provided in section sixteen (16) of an act to vacate and annul the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the debts of said corporation, approved February 11, 1879;

Also,

H. B. 430. To provide for the election of the officers, who shall constitute the Mobile police board of the port of Mobile, from and after the first Monday of March, 1882, to fix their terms of office, and to provide for the more effectual government of the port of Mobile;

By Mr. Armstrong—

H. B. 431 To amend section 871 of the Code;

By Mr. Lary—

H. B. 432. To provide for warming the jails and other houses for the safe keeping of prisoners in the various counties of this State;

Also,

H. B. 433. To regulate the fees of registers in chancery;

By Mr. Cunningham—

H. B. 434. To dispense with the recording of conveyances and mortgages of personal property where the vendor or mortgagor retains possession of the property, and to provide for their filing and registration in lieu of recording;

By Mr. Clark—

H. B. 435. To prevent the sale, exchange and transportation of cotton in the seed, in less quantities than five hundred pounds, in certain portions of Greene county;

By Mr. Avery—

H. B. 436. For the relief of maimed soldiers;

By Mr. Waller (by request)—

H. B. 437. To authorize and require the circuit clerks and magistrates to perform certain duties;

By Mr. Kent—

H. B. 438. To require certain transient traders to take out license to carry on their avocations in this State;

By Mr. Betts—

H. B. 439. To amend an act for the trial of misdemeanors in Madison county ;

By Mr. Betts—

H. B. 440. To prevent the sale or giving away of spirituous or vinous liquors, within three miles of Hickory Flat church, in Madison county ;

By Mr. Camp—

H. B. 441. To amend section 5 of an act to authorize the people of Marion county to vote on the question of removing the county site of said county, and to permanently locate the same ;

By Mr. Milner—

H. B. 442. To amend section 423 of the Code of Alabama ;

By Mr. Brown of Russell—

H. B. 443. To amend sections 1467 and 1468 of the Code ;

By Mr. Taylor—

H. B. 444. To amend section 141 of the Code, providing for the distribution of public documents to the State University, the A. & M. College, and the Alabama Institute for the Deaf, Dumb and Blind ;

By Mr. Bulger—

H. B. 445. To prohibit solicitors from receiving compensation in criminal cases, except upon conviction ;

By Mr. Pickens—

H. B. 446. For the relief of T. C. Spraggins of Lawrence county ;

By Mr. Tyson—

H. B. 447. To prohibit the sale of spirituous, vinous, malt or other intoxicating liquors within five miles of the Methodist church near Farmersville, Lowndes county ;

By Mr. Slaughter—

H. B. 448. To amend section 4218 of the Code ;

Also,

H. B. 449. To amend section 4203 of the Code ;

By Mr. Billingslea—

H. B. 450. To repeal an act to establish the city court of Selma ;

By Mr. Sheldon—

H. B. 451. To require the several railroad companies, their agents, officers, lessees or other persons operating railroads in the county of Mobile, to fence so much of said roads as lies in the county of Mobile ;

By Mr. Bradford—

H. B. 452. To protect vendors of personal property;
By Mr. Barnett—

H. B. 453. For the relief of S. H. Burgess, Donald McQueen, James Hicks, Thomas Raley and Z. H. Wingard, for services rendered in pursuing and capturing absconding horse thieves;

By Mr. Brewer—

H. B. 454. To amend section 586 of the Code;

By Mr. Betts—

H. B. 455. To protect crops against vicious cattle;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Owens presented petition of citizens of Rutledge, against the enactment of a prohibitory liquor law, for Rutledge, Alabama.

Mr. Hammond presented petitions of citizens of Alexandria against the passage of a law authorizing corporate authorities of said town to issue retail liquor license;

Mr. Walker of Montgomery presented petition of colored citizens of Montgomery, in opposition to the repeal of liquor prohibitory laws;

Which was referred to the committee on temperance;

Mr. Taylor presented petition of citizens of Talladega county, praying for repeal of the game law, as to that county; which was referred to the committee on game law.

Mr. Nelson presented petition of certain citizens of Dallas county, against the passage of stock law;

Which was referred to the committee on local legislation.

Mr. Brewer offered joint resolution raising a joint committee to investigate the alleged oppression and harrassment of citizens of this State by federal deputy marshals, &c., and to memorialize Congress on the subject, if it should be deemed necessary, with power to take testimony on the subject;

Which was read and adopted.

Committee—Messrs. Brewer, Owens, Wright of Lee, Wilson of Chambers, Long, Hammond, Austill, Dement.

By leave, Mr. Walker of Montgomery submitted the following report:

Mr. Speaker:

The undersigned, being the majority of the special committee composed of members from Montgomery county, to which was referred the Senate bill No. 24, to provide a

county solicitor for Montgomery county, have had the same under consideration, and instruct me to report the same back to the House, and recommend its passage.

HAL T. WALKER,
THOS. H. WATTS,
THOS. McCULLOUGH.

Mr. Renfro submitted the following :

Mr. Speaker :

As a member of the Montgomery delegation, to which was referred the Senate bill to create the office of solicitor for the county of Montgomery, I respectfully ask leave to submit this minority report.

I cannot agree with my colleagues, that said new office is necessary, because the terms of the city court of Montgomery can be changed so as to avoid any conflict with the circuit courts, and thus enable the circuit solicitor to attend every term of said court ; and I am satisfied that a majority of the people of Montgomery county are opposed to the creation of said new office.

I therefore recommend that said bill do not pass.

J. M. RENFRO.

Mr. Clark moved to postpone the further consideration of the bill and report until next Thursday, 12 m., and make them the special order for that hour. *Lost.*

The bill was read the third time and lost—yeas 38, nays 43.

Yeas—Messrs. Speaker, Armstrong, Barnett, Betts, Bowdon, Cowart, Cunningham, Glover, Grayson, Hogue, Johnson of Autauga, Lane, Langdon, Lary, Long, Milner, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Skeggs, Smith, Walker of Montgomery, Watts, Welborn, White, Wimberly, Wright of Butler—38.

Nays—Messrs. Agnew, Avery, Bankhead, Beard, Beck, Billingslea, Bulger, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Hammond, Johnson of Blount, Kirkland, Maddox, Martin, Morrisette, Newman, Nowlin, Pickens, Ramsay, Renfro, Robinson of Jackson, Shields, Slaughter, Tyson, Underwood, Vaught, Walker of Marengo, Wilson of Chambers, Wilson of Shelby, Wright of Russell—43.

Mr. Clark moved to reconsider the vote just taken, by which the Senate bill 24 was lost ;

And also to lay that motion on the table.

The latter motion was agreed to.

Mr. Watts moved to take from the table the motion to reconsider, as made by Mr Clark.

The Speaker (Mr. Powell in the Chair), decided that the motion was out of order.

Mr. Watts appealed from the decision of the chair.

The question being, shall the decision of the chair stand as the decision of the House ?

It was put, and the chair was sustained.

Mr. Robinson of Conecuh, from the committee on temperance, reported favorably to the bill—

H. B. 149. To prohibit the sale of spirituous, vinous or malt liquors in beat 4, Tallapoosa county.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 69, nays 0.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Newman, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Robinson of Conecuh, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers—69.

Also, from same committee, reported favorably to the bill—

H. B. 178. To prevent the sale, or other disposition of spirituous, vinous or malt liquors within two and a half miles from the churches called Bethel and Bethany, in the county of Walker, near Holly Grove.

The bill was ordered to a third reading forthwith, read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Agnew, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland,

Lanier, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Robinson of Conecuh, Sheldon, Sharit, Shields, Skeggs, Smith, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Butler—63.

Also, from same committee, reported favorably to the bill—

Also, from same committee, reported favorably to the bill—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases, to determine whether liquor shall be sold in said county;

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Agnew, Bankhead, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nowlin, Patton, Pickens, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Slaughter, Smith, Taylor, Underwood, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Butler—55.

Also, from same committee, reported favorably to the bill—

H. B. 202. To prevent the sale of spirituous, liquors in three miles of Midway church, Monroe and Conecuh counties.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Long, Maddox, Martin, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Walker

of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 184. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of the Methodist church at Monterey, Butler county.

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 60, nays 0.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beck, Betts, Bowdon, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Long, Martin, Morrisette, McCullough, Newman, Newsom, Nettles, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Shields, Slaughter, Smith, Taylor, Underwood, Waller, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors or intoxicating bitters, or intoxicating beverages, within three miles of Farriorville, Bullock county;

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Johnson of Autauga, Johnson of Blount, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 312. To amend section 1 of an act to prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors within two miles of Milltown Academy in Milltown, Chambers county.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 60, nays 1.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Head, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Long, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Mr. Robinson of Jackson voted nay.

Also, from same committee, reported favorably to the bill—

H. B. 318. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within two miles of the Baptist Missionary church at Sandfack, Elmore county.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Armstrong, Barnett, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 319. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within three miles of

the Methodist church near Dealsville, in the county of Elmore.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Clark, Cleveland, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Slaughter, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Also, from same committee, reported favorably to the bill—

H. B. 327. To amend an act to prohibit the sale, making or giving away of spirituous, vinous or malt liquors within one mile of the school house located at Walnut Grove, Etowah county.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Armstrong, Barnett, Beard, Betts, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Long, Martin, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Also, from same committee, reported favorably to the bill—

H. B. 358. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within three miles of Dunn's Creek Baptist church, Tuskaloosa county.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Armstrong, Barnett, Beard, Beck, Betts, Bowdon, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Antauga, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler—59.

Also, from same committee, reported a substitute for the bills—

H. B. 298. To amend section 1544 of the Code ;

H. B. 309. To amend section 1544 of the Code.

Mr. Collier moved to recommit the bills and substitute. Agreed to.

Mr. Robinson of Conecuh, from the committee on temperance, reported favorably to the bill—

H. B. 315. To prohibit the sale, giving away, distilling, or otherwise disposing of intoxicating beverages, in Crenshaw county.

The bill was read the third time, and passed—yeas 56, nays 3.

Yeas—Messrs. Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Hammond, Head, Johnson of Blount, Lary, Long, Maddox, Martin, Mason, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Smith, Taylor, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler—56.

Nays—Messrs. Robinson of Jackson, Tyson, Vaught—3.

EXECUTIVE DEPARTMENT,
MONTGOMERY, ALA., November 27, 1880.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House :

H. B. 4. To incorporate the Magnolia Hook and Ladder Company of Tuskegee ;

- H. B. 29. To amend section 4358 of the Code of 1876;
 H. B. 36. To amend section 4377 of the Code;
 H. B. 52. To fix the time of holding the circuit courts in the first judicial circuit of Alabama;
 H. B. 105. To repeal section 1653 (1346) of the Code of Alabama, in so far as the same relates to the county of Morgan.

Very respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

- H. B. 345. To cede to the United States for a limited time jurisdiction over the site for the erection of U. S. Government building in the city of Montgomery.

The bill was read the third time, and passed—yeas 76, nays 0.

Yeas—Messrs. Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—76.

Mr. Watts moved that the bill be sent to the Senate without engrossment. Agreed to.

By leave—

Mr. Brewer offered the following resolution, which was adopted:

Resolved, That the committee of ways and means be, and they are, authorized to print the general revenue bill they may prepare before the introduction of the same into the House.

By leave—

Mr. Langdon, from the committee on commerce and common carriers, reported a substitute for the bill—

H. B. 113. To protect farmers in this State in the purchase of commercial fertilizers;

And moved that its further consideration be postponed, and made the special order on Monday next at 1 P. M.; which was agreed to.

By leave—

Mr. Bradford, from the committee on game laws, reported favorably to the bill—

H. B. 107. To repeal an act in reference to the preservation of game animals, &c., in the county of Mobile and other counties, so far as the same relates to the county of Pike.

Pending the consideration of which;

On motion of Mr. Wilson of Shelby, the House adjourned until Monday morning at ten o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, November 29, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Stringfellow.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Head,* Hogue, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—80.

Leave of absence was granted Mr. Nolen indefinitely, on account of sickness in his family; also, to Messrs. Floyd, Callaway, Renfro, Brooks of Covington, and Mr. Newsom for to-day, on account of sickness.

The Hon. H. Austill, member elect from Mobile county,

came forward and took the oath of office before the Speaker. Journal of Saturday read and approved.

Leave of absence was granted to Mr. Kent for to-day.

Mr. Langdon moved that as Mr. Price would likely not be able to take his seat during the remainder of the session, 1880, on account of sickness, that Mr. Austill be substituted in his stead on the judiciary committee, until such time as he may be able to take his seat; which was agreed to.

Mr. Clark moved to reconsider the vote by which the bills, House bills 398 and 399, were referred to a special committee, on yesterday, which was agreed to; and the question recurring upon the motion to refer to a special committee;

On motion of Mr. Clark, it was laid on the table, and the bills were referred to the committee on privileges and elections.

Mr. Lary gave notice of reconsideration of the vote by which House bill 319 passed on yesterday.

SIGNING OF BILLS.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 23. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within two and a half miles of Forest Home (Methodist) Church, in Butler county;

H. B. 65. To amend section 1680 of the Code of Alabama;

H. B. 55. To prevent the sale, giving away, or dealing in spirituous, vinous, or malt liquors in one and one half miles of Ashbury Camp Ground, in Monroe county;

H. B. 19. To prohibit the sale, or otherwise disposing of spirituous, vinous, or malt liquors in beat 6, Chambers county;

H. B. 190. To prevent the sale of spirituous, vinous, or malt liquors within five miles of Ten Island Church, in Calhoun county, Alabama;

H. B. 177. To prevent the sale of spirituous, vinous or malt liquors within three miles of Salem Baptist Church, in Tuscaloosa county;

H. B. 173. To authorize the commissioners court of Perry county to provide for warming of the jail of said county;

H. B. 125. To prohibit the sale of vinous or spirituous liquors within the limits of "Union Precinct," in Greene county,

Alabama, except on the recommendation of a majority of the freeholders of said beat ;

H. B. 91. To repeal an act to prohibit the sale or giving away of spirituous or vinous liquors within two miles of Madison, in Madison county.

BILLS ON SECOND READING.

The bills—

H. B. 432. To provide for warming the jails and other houses for the safe keeping of prisoners in the various counties in this State ;

H. B. 444. To amend section 141 of the Code, providing for the distribution of public documents to the State University, the A. and M. College, and the Alabama Institute for the deaf, dumb and blind ;

Were severally read the second time, and referred to the committee on public buildings and institutions.

The bills—

H. B. 435. To prevent the sale, exchange and transportation of cotton in the seed, in less quantities than five hundred pounds, in certain portions of Greene county ;

H. B. 441. To amend section 5 of an act entitled an act to authorize the people of Marion county to vote on the question of removing the county seat of said county, and to permanently locate the same ;

H. B. 450. To repeal an act to establish the city court of Selma ;

H. B. 451. To require the several railroad companies, their agents, officers, lessees, or other persons operating railroads in the county of Mobile, to fence said roads as lies in the county of Mobile ;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 429. To adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the "mayor, aldermen and common council of the city of Mobile," which is recommended in the report of the "commissioners of Mobile," made and laid before the General Assembly of Alabama on the 26th day of November, 1880, as provided in section sixteen (16) of an act of the General Assembly of Alabama, entitled "an act to vacate and annul the charter, and dissolve the corporation of the city of Mobile, and to provide for the applica-

tion of the assets thereof in discharge of the debts of said corporation," approved Feb. 11, 1879;

H. B. 431. To amend section 871 of the Code;

H. B. 434. To dispense with the recording of conveyances and mortgages of personal property where the vendor or mortgagor retains possession of the property, and to provide for their filing and registration in lieu of recording;

H. B. 437. To authorize and require the circuit clerks and magistrates to perform certain duties;

H. B. 439. To amend an act for the trial of misdemeanors in Madison county;

H. B. 445. To prohibit solicitors from receiving compensation in criminal cases, except upon conviction;

H. B. 448. To amend section 4218 of the Code;

H. B. 449. To amend section 4203 of the Code;

H. B. 452. To protect vendors of personal property;

H. B. 430. To provide for the election of the officers who shall constitute the "Mobile police board of the Port of Mobile" from and after the first Monday of March, 1882, to fix their terms of office, and to provide for the more effectual government of the Port of Mobile;

And the Senate bills—

S. 131. To provide for the enforcement of judgments in certain cases;

S. 126. To amend section 213 of the Code;

Were severally read the second time, and referred to the judiciary committee.

The bill—

H. B. 455. To protect crops against vicious cattle;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 436. For the relief of maimed soldiers;

Was read the second time, and referred to the committee on appropriations.

The bill—

H. B. 446. For the relief of T. C. Spraggins of Lawrence county;

Was read the second time, and referred to the committee on education.

On motion of Mr. Langdon the Governor's message, in regard to the Port of Mobile, was taken from the table and referred to the judiciary committee.

The bills—

H. B. 440. To prevent the sale or giving away of spirituous or vinous liquors within three miles of Hickory Flat Church, in Madison county;

H. B. 447. To prohibit the sale of spirituous, vinous, malt, or other intoxicating liquors, within five miles of the Methodist Church, near Farmersville, Lowndes county;

S. 138. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors, or other intoxicating liquors, within certain prescribed limits, including Ebenezer Church, in the county of Lawrence;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 438. To require certain transient traders to take out license to carry on their avocations in this State;

H. B. 454. To amend section 586 of the Code;

H. B. 442. To amend section 423 of the Code of Alabama of 1876, in regard to taxes in danger of being lost, and the manner of collecting same;

Were severally read the second time, and referred to the committee on ways and means.

The bill—

H. B. 443. To amend sections 1467 and 1468 of the Code;

Was read the second time, and referred to the committee on commerce and common carriers.

The bill—

S. 67. To incorporate the West Point Manufacturing Company;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 433. To regulate the fees of registers in chancery;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 453. For the relief of S. H. Burgess, Donald McQueen, James Hicks, Thomas Ruly and Z. H. Wingard, for services rendered in pursuing absconding horse thieves;

Was read the second time, and referred to the committee on accounts and claims.

UNFINISHED BUSINESS.

The House next proceeded to the consideration of the bill—

H. B. 107. To repeal an act in reference to the preservation of game animals, &c., in the county of Mobile and other counties, so far as the same relates to the county of Pike.

The bill was read the third time, and passed—yeas 72, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Clark, Davidson, Dement, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Martin, Mason, Milner, McCullough, Nelson, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—72.

CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. Shields—

H. B. 456. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors at or within a radius of five miles from the court house in the town of Centre, in Cherokee county;

Also,

H. B. 457. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors at or within a radius of three miles of Hebron Church, in Cherokee county;

By Mr. Brassfield—

H. B. 458. To fix the time of holding the circuit courts in the sixth judicial circuit;

By Mr. Cooley—

H. B. 459. To repeal an act entitled an act to repeal an act requiring the justices of the peace of Geneva and Randolph counties to act as apportioners and supervisors of public roads, &c., approved Jan. 10, 1877;

By Mr. Waller—

H. B. 460. To increase the salaries of the circuit judges two hundred and fifty dollars;

By Mr. Sharit—

H. B. 461. To amend section 3536 of the Code of 1876;

By Mr. Brewer—

H. B. 462. To amend section 371 of the Code ;

By Mr. Betts—

H. B. 463. To regulate proceedings for opening or changing roads ;

By Mr. Nettles—

H. B. 464. To regulate the allotment of the property of decedents to the widow or minor, or both, exempted to them ;

By Mr. McCullough—

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads, in Montgomery county ;

Also,

H. B. 466. For the judge of probate of Montgomery county to collect a county license from retailers of liquors ;

By Mr. Heacock—

H. B. 467. To amend sections 3524 and 3532 of the Code ;

By Mr. Mason—

H. B. 468. To prohibit the sale of vinous, spirituous or malt liquors, or intoxicating bitters, within three miles of Escatawpa Baptist and Methodist churches, in Washington county ;

By Mr. White—

H. B. 469. To amend section 364 of the Code ;

By Mr. White—

H. B. 470. To better provide for the examination, and report thereof of, county offices in the counties of Barbour and Coffee ;

By Mr. Thomas—

H. B. 471. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors in beats 10 and 11, in Chambers county ;

By Mr. Brewer—

H. B. 472. To provide for the collection of a license tax from individuals, railroad companies, or other corporations doing an express business on the railroads of this State ;

Which bills were severally read once, and ordered to a second reading.

The following petitions were presented :

By Mr. Hammond—

Petition of Mt. Zion Baptist Church against passing a law authorizing the sale of liquors in Alexandria ;

Referred to committee on temperance.

By Mr. Owens—

Petition of citizens of Crenshaw county, against the passage of a stock law for beat No. 1 ;

Referred to committee on agriculture.

By Messrs. Watts, Hogue and Beard—

Petitions against the running of freight trains on Sunday ;

Referred to committee on commerce and common carriers.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Nov. 27, 1880.

Mr. Speaker:

The Senate has originated and passed the following bills :

s. 32. To amend an act to amend section 1817 of the Code ;

s. 115. For the preservation of fish in the counties of Monroe, Escambia and Baldwin ;

s. 83. To regulate the practice of dentistry in the State of Alabama ;

The Senate has amended, as therein shown, and passed the following House bills :

u. B. 58. To amend an act to amend section 5042 of the Code, approved February 13, 1879 ;

n. B. 70. To amend an act to amend section 153 of the Code of Alabama, approved February 13, 1879.

WM. L. CLAY, Secretary.

The Senate bills whose titles are set out in the foregoing message were severally read the first time, and ordered to a second reading to-morrow.

Mr. Watts offered the following resolution :

Resolved, That a motion to re-consider may be postponed to such time as the House may direct, and no motion to lay on the table a motion to re-consider shall be in order.

Mr. White moved as a substitute—

That when a motion to re-consider is made, and a motion is made to lay the motion to re-consider on the table, the vote on the motion to lay on the table shall not be taken until next day ; *provided*, This shall not be held to include a motion to lay on the table a motion to re-consider a vote upon any incidental or subsidiary question.

Mr. Betts moved to refer to the committee on rules.

Mr. Clark moved to lay the whole subject on the table. Lost—yeas 36, nays 49.

Yeas—Messrs. Agnew, Beck, Billingslea, Bulger, Brassfield, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Clark, Davidson, Donoho, Gilmore, Hogue, Johnson of Blount, Kirkland, Lane,

Lanier, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Ramsay, Slaughter, Tyson, Underwood, Vanght, Waller, Walker of Marengo, Wilson of Shelby, Wright of Russell.

Nays—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bradford, Cowart, Cunningham, Dement, Foster, Glover, Grayson, Hammond, Heacock, Head, Johnson of Antauga, Langdon, Lary, Long, Milner, Nelson, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

And the motion of Mr. Betts was agreed to.

By leave, Mr. Robinson of Conecuh offered the following resolution:

Resolved, That the hours of meeting of this House shall be 10 o'clock in the morning, and that evening sessions shall be held, including to-day, commencing at 3:30 P. M.

Mr. Betts moved to amend by striking out 10, and inserting 9:30, which was adopted.

On motion of Mr. Foster, all that part relating to evening sessions was stricken out, and the resolution as amended was adopted.

The bills—

H. B. 70. To amend an act to amend section 153 of the Code, approved February 13, 1879;

H. B. 58. To amend an act to amend section 5042 of the Code;

Which were amended by the Senate, were, on motion of Mr. Watts, referred to the judiciary committee.

SPECIAL ORDER.

The hour of 12 m. having arrived, the first special order for that hour was taken up, viz.: the motion to re-consider the vote by which the bill—

H. B. 34. To fix the salaries of the judges of the Supreme Court;

Was indefinitely postponed.

The consideration of the motion was further postponed, and made the special order for Thursday next, 12 m.

The second special order for 12 m. was then taken up, viz.: the motion to re-consider the vote by which the resolution

of Mr. Watts, in regard to the creation of an additional chancery division, was lost.

The motion was agreed to; and the question recurring on the adoption of the resolution, it was adopted—yeas 56, nays 29.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Collier, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autanga, Johnson of Blount, Lane, Lanier, Langdon, Long, Mason, Milner, Morrisette, McCullough, Nelson, Nettles, Nowlin, Owens, Pound, Sanders, Sheldon, Shields, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—56.

Nays—Messrs. Beard, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Kirkland, Lary, Martin, Newman, Patton, Pickens, Powell, Ramsay, Robinson of Jackson, Sowell, Sharit, Skeggs, Tyson, Underwood, Vaught, Welborn, Wright of Lee—29.

The hour of one o'clock having arrived, the special order for that hour was taken up, viz:

The substitute reported by the committee on commerce and common carriers to the bill—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

Amendments were offered by Messrs. Nelson and Waller.

On motion of Mr. Kirkland, the further consideration of the bill and substitute were postponed until next Wednesday, at 12 M., and made the special order for that hour;

And it was further ordered that two hundred copies of the substitute be printed, and that the amendments submitted be also printed.

REPORTS FROM STANDING COMMITTEES.

By leave, Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 317. To prohibit the sale, or giving away of vinous, spirituous, or malt liquors, or intoxicating bitters, within two miles of the town of Fort Payne, in DeKalb county.

The bill was read the third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brassfield, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Donoho, Glover, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—67.

On motion of Mr. Nowlin, the liquor option bill, H. B. 80, was made the special order for to-morrow at 12 M.

Mr. Davidson, from committee on agriculture, reported favorably to the bill—

H. B. 164. To extend the stock law, in Lowndes county, over certain territory therein named;

And on motion of Mr. Tyson, the bill was re-committed, (with petitions).

Mr. Davidson, from the committee on agriculture, reported favorably to the bill—

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep, or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions herein enumerated and defined, and to prescribe a rule of damages, and rules of practice, in the trials of cases arising under this act.

Mr. Clark offered amendments, which were adopted.

The bill was read the third time and passed—yeas 56, nays 2.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Camp, Collier, Cooley, Clark, Davidson, Dement, Gilmore, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Maddox, Martin, Morrisette, McCullough, Nelson, Nowlin, Owens, Pound, Powell, Ramsay, Sanders, Sheldon, Sharit, Shields, Skeggs, Taylor, Thomas, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—56.

Nays—Messrs. Cowart, Underwood—2.

Also, from same committee, reported a substitute for the bill—

n. b. 121. To amend section 4205 of the Code.

The substitute was adopted.

The bill was read the third time and passed—yeas 50, nays 12.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Cowart, Davidson, Donoho, Glover, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Mason, Milner, Morrisette, McCullough, Nettles, Owens, Pickens, Pound, Powell, Ramsay, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—50.

Nays—Messrs. Betts, Billingslea, Collier, Cooley, Head, Long, Maddox, Nelson, Patton, Sanders, Underwood, Walker—12.

Also, from the same committee, reported favorably to the bill—

n. b. 362. To amend section 3462 of the Code.

The bill was read the third time and passed—yeas 55, nays 7.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beck, Betts, Billingslea, Bowdon, Bulger, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Camp, Collier, Cooley, Cowart, Cunningham, Donoho, Glover, Grayson, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Long, Maddox, Martin, McCullough, Newman, Nettles, Patton, Pound, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wimbely, Wright of Butler, Wright of Lee—55.

Nays—Messrs. Beard, Gilmore, Hammond, Owens, Ramsay, Skeggs, White—7.

Also, from same committee, reported favorably, with amendments, to the bill—

n. b. 120. To amend section 4414 of the Code.

Amend by striking out "twenty-five dollars" in section 3, and inserting "fifty dollars."

The amendment was adopted.

Mr. Patton moved to strike out the clause exempting the operations of the bill from the twenty-fifth of December till the first of March.

Mr. Betts moved to lay the amendment on the table.
Lost.

On motion of Mr. Betts, the further consideration of the bill was indefinitely postponed.

Mr. Davidson, from the same committee, reported a substitute to the bill—

n. B. 21. To amend an act to regulate the weighing and sampling of cotton in the counties of Montgomery, Dallas, Bullock, and Pike;

Mr. Davidson moved to amend, by adding Perry county to the bill;

Mr. Lanier moved to add Madison county;

Mr. Bulger moved to add Tallapoosa county;

The amendments were severally adopted, the substitute was adopted, and the bill read the third time and passed—yeas 74, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Davidson, from same committee, reported favorably to the Senate bill—

s. 38. To amend an act for the better protection of the planters in the counties of Monroe, Marengo, Clarke, Choctaw, Pickens, Greene and Talladega, by adding the county of Washington.

The bill was read the third time and passed—yeas 65, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown o

Russell, Camp, Collier, Cooley, Cowart, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Lane, Lary, Maddox, Mason, Milner, Morrisette, McCullough, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Winberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Long, Sharit, Underwood—3.

By leave, Mr. Wright of Russell offered the following resolution, which was adopted:

Resolved, That evening sessions be held on Tuesdays and Thursdays, for the purpose of considering reports from committees, commencing at 3½ p. m., and said sessions shall close at 6½ p. m.

Mr. Davidson, from same committee, reported favorably to the bill—

H. B. 267. To amend the act to amend section 1586 of the Code, so as to make barbed wire fences of a certain character lawful fences;

Pending its consideration, the House, on motion of Mr. Bankhead, adjourned until to-morrow morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

TUESDAY, November 30, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Callaway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bradford, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields,

Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—84.

Journal of yesterday read and approved.

Leave of absence was granted to Mr. Kent for to-day, on account of sickness; to Mr. Brooks of Covington until after recess, for same reason, and to Mr. Agnew for same time, on account of urgent business.

On motion of Mr. Lary the vote by which H. B. 319 passed on yesterday was re-considered, as also the vote ordering the bill to a third reading, and the bill was re-committed.

On motion of Mr. Sharit, the judiciary committee was instructed to report back to the House, the bill H. B. 329, in order that it might be referred to the committee on penitentiary.

Mr. Watts reported the bill, and it was referred to said committee.

Mr. Foster asked leave for the committee on commerce and common carriers to sit apart from the House this morning, which was granted.

BILLS ON SECOND READING.

The bill—

H. B. 467. To amend sections 3524 and 3532 of the Code;

Was read the second time, and referred to the committee on agriculture.

The bill—

S. 115. For the protection of fish in the counties of Monroe, Escambia and Baldwin;

Was read the second time.

Mr. Smith moved to amend, by inserting "tressmires" after "gill nets." Adopted.

Mr. Nettles moved to amend, by striking out Monroe county.

Mr. Sowell moved to amend, by striking out Escambia county.

The amendments were adopted, and the bill referred to the committee on agriculture.

The bill—

S. 32. To amend an act to amend section 1817 of the Code;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 463. To regulate proceedings for opening or changing roads ;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 461. To amend section 3536 of the Code ;

Was read the second time, and referred to the committee on penitentiary.

The bill—

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads, in Montgomery county ;

Was read the second time, and referred to committee on public roads and highways.

The bill—

H. B. 460. To increase the salaries of the circuit judges two hundred and fifty dollars ;

Was read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 459. To repeal an act to repeal an act requiring the justices of the peace of Geneva and Randolph counties to act as supervisors of public roads, &c., approved January 10, 1877 ;

H. B. 470. To better provide for the examination, and report thereof of county offices in the counties of Barbour and Coffee ;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 458. To fix the times of holding the circuit courts in the sixth judicial circuit ;

H. B. 464. To regulate the allotment of the property of decedents to the widow, or minors, or both, exempted to them ;

H. B. 466. For the judge of probate of Montgomery county, to collect a county license from retailers of liquors ;

Were severally read the second time, and referred to the judiciary committee ;

The bills—

H. B. 462. To amend section 371 of the Code ;

H. B. 469. To amend section 364 of the Code ;

H. B. 472. To provide for the collection of a license tax

from individuals, railroad companies, or other corporations doing an express business on the railroads of this State;

s. 83. To regulate the practice of dentistry in the State of Alabama;

Were severally read the second time, and referred to the committee on ways and means;

The bills—

H. B. 456. To prohibit the sale, &c., of spirituous, vinous, or malt liquors at or within a radius of five miles from the court house in the town of Centre, in Cherokee county;

H. B. 457. To prohibit the sale, giving away, or otherwise disposing of spirituous or vinous liquors at or within a radius of three miles of Hebron church, in Cherokee county;

H. B. 468. To prohibit the sale of vinous, spirituous, or malt liquors, or intoxicating bitters, within three miles of Escatawpa Baptist and Methodist churches, in Washington county.

H. B. 471. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors in beats 10 and 11, in Chambers county;

Were severally read the second time, and referred to the committee on temperance.

UNFINISHED BUSINESS.

The bill—

H. B. 267. To amend an act to amend section 1586 of the Code, so as to make barbed wire fences lawful fences;

Was taken up.

Mr. Lary moved to amend, by adding—

Provided, That the provisions of this act shall apply to Elmore county only; amend the title to correspond.

The amendments were severally adopted, and the bill read the third time and passed—yeas 65, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Lanier, Lary, Long, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Taylor, Tyson,

Thomas, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Johnson of Blount and Underwood—2.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced :

By Mr. Welborn—

H. B. 473. To pay Robert Hasson, Door-keeper of the House, for certain articles furnished the House, and for repairs ;

By Mr. White—

H. B. 474. To prevent the owners of certain live stock from allowing such stock to run at large in certain portions of Barbour county ;

By Mr. Johnson of Blount—

H. B. 475. To establish a chancery court for the county of Cullman, and to fix the time of holding the same ;

By Mr. Powell (with petition, &c.,)—

H. B. 476. To constitute the town of Union Springs a separate school district ;

By Mr. Underwood—

H. B. 477. To fix the time of holding the circuit court in Colbert county ;

By Mr. Owens—

H. B. 478. To amend section 5043 of the Code of Alabama ;

By Mr. Lary (with petition—

H. B. 479. To prohibit the sale, giving away, bartering, or otherwise disposing of any vinous, spirituous, or malt liquors, or other intoxicating drinks, in that part of beat 4, in Elmore county, within five miles of the Missionary Baptist church called Bethany ;

By Mr. Cunningham (with petition)—

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating bitters, in beat 2, known as Russellville beat, Franklin county ;

By Mr. Cooley—

H. B. 481. To authorize the people of Geneva county to vote on the question of moving the county seat of said county, and to permanently locate the same ;

By Mr. Brewer—

H. B. 482. To amend section 4370 of the Code of Alabama ;

By Mr. Hogue (with evidence of publication of notice, &c.)—

H. B. 483. To amend an act entitled an act to prevent stock from running at large in that part of Dallas county lying west of the Cahaba river, and north of the New Orleans and Selma railroad, and north of the public road leading from Martin's Station, through Athens or Liberty Hill, to McKinley, approved December 10, 1878, so as to extend the provisions of said act to certain portions of Perry county ;

By Mr. Mason—

H. B. 484. To amend an act entitled an act for the more efficient organization of the volunteer militia of Alabama ;

By Mr. Beck—

H. B. 485. For the relief of Wm. A. Kimbrough, late tax collector of Wilcox county ;

By Mr. Newman—

H. B. 486. To prevent camp and fire hunting in Cullman county ;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Petitions to prevent the running of freight trains &c., on Sunday were introduced by Messrs. Brewer and Hogue ;

Which were referred to the committee on commerce and common carriers.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, Nov. 30, 1880.

Mr. Speaker :

The Governor has approved the following bills which originated in the House :

H. B. 148. To amend section 3 of an act to establish a new charter for the city of Talladega, and to repeal all laws in contravention therewith, approved March 1, 1870 ;

H. B. 38. To punish the fraudulent issuance of false receipts for merchandise, cotton, grain, or other produce, or for any article of value ;

H. B. 77. To prohibit the sale of malt, vinous and spirituous liquors, or other intoxicating drinks, within two miles of the Methodist and Baptist churches at or near Verbena, on the South and North Alabama Railroad, in the county of Chilton ;

H. B. 94. To repeal an act to consolidate the fund of fines and forfeitures and the general fund of the county of Marengo, approved February 13th, 1871;

H. B. 173. To authorize the commissioners court of Perry county to provide for warming the jail of said county;

H. B. 125. To prohibit the sale of vinous or spirituous liquors within the limits of Union precinct in Greene county, Alabama, except on the recommendation of a majority of the freeholders of said beat;

H. B. 177. To prevent the sale of spirituous, vinous or malt liquors within three miles of Salem Baptist church, in Tuscaloosa county;

H. B. 190. To prevent the sale of spirituous, vinous or malt liquors within five miles of Ten Island church, in Calhoun county, Alabama;

H. B. 19. To prohibit the sale or otherwise disposing of spirituous, vinous or malt liquors in beat 6, Chambers county;

H. B. 55. To prevent the sale, giving away, or dealing in spirituous, vinous or malt liquors in one and one half miles of Asbury Camp Ground, in Monroe county;

H. B. 91. To repeal an act to prohibit the sale or giving away of spirituous or vinous liquors within two miles of Madison, in Madison county;

H. B. 23. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within two and one-half miles of the Forest Home (Methodist) church, in Butler county;

H. B. 65. To amend section 1680 of the Code of Alabama.

Very respectfully,

THOS. H. REYNOLDS,
Recording Secretary.

MONTGOMERY, Nov. 30, 1880.

To Hon. N. H. R. Dawson,

Speaker of the House of Representatives:

SIR: I herewith submit to the House of Representatives the report of the commission provided for by the joint resolution of the Senate and of the House of Representatives, approved January 29th, 1879, to examine into the nature and treatment of inebriety as a cause of insanity, and commend its suggestions to respectful consideration.

R. W. COBB.

The Governor's message and accompanying documents were referred to the committee on public buildings and institutions.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, Nov. 30, 1880.

Mr. Speaker :

The Senate has amended, as therein shown, and passed the following House bills:

H. B. 63. To amend sections seven, eight and twelve, of an act "To incorporate the town of Dadeville, in Tallapoosa county, approved January 16th, 1879;

H. B. 53. To amend section 4169 of the Code of Alabama;

And has concurred in House joint resolution, appointing committee of eight from the House and five from the Senate, to investigate alleged oppressions practiced by Federal deputy marshals and Federal commissioners upon the citizens of this State, and to memorialize Congress on the subject, if found necessary said committee being authorized to take testimony.

Committee on part of Senate, Messrs. Troy, Brown, Mitchell, Smith and Musgrove.

WM. L. CLAY,
Secretary.

SENATE CHAMBER, Nov. 29, 1880.

Mr. Speaker :

The following bills have originated and passed the Senate:

s. 116. To prohibit stock from running at large in certain portions of Wilcox and Marengo counties;

s. 143. To provide for the registration of all claims, or debts against the fine and forfeiture fund of Bibb county;

s. 150. To protect the occupants of land with a growing crop, when sold by order of chancery court;

s. 35. To secure the humane treatment of prisoners;

s. 9. To amend sections 8, 9 and 14 of an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county, approved February 12, 1879;

And has ordered the following bills to the House, without engrossing:

s. 112. To abolish the county court of Conecuh county;

s. 161. To prohibit the sale or giving away of any vinous, spirituous or malt liquors in the town of Dayton, Marengo county, or within six miles of said town.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set forth in the foregoing message, were severally read once, and ordered to a second reading on to-morrow.

REPORTS OF STANDING COMMITTEES.

Mr. Bradford, from the committee on game laws, reported favorably to the bill—

H. B. 155. To repeal an act for the preservation of game in certain counties, so far as the same relates to the counties of Chilton and Clay;

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Dement, Floyd, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Mason, Milner, McCullough, Newsom, Pound, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 179. To repeal the game law, approved February 2, 1877, so far as it relates to Washington county;

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Camp, Cooley, Cowart, Cunningham, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Long, Maddox, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Pound, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter,

Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 223. To repeal an act for the preservation of game animals and birds for Choctaw and other counties, approved February 2, 1877.

Amend, so as to include in the repeal that portion of Sumter county lying north of the section line dividing 18 and 19; amend title to correspond.

The amendments were adopted, the bill read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Camp, Cooley, Cowart, Cunningham, Dement, Donoho, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, McCullough, Newman, Newsom, Nettles, Nowlin, Pound, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee, reported favorably to the bill—

H. B. 262. To repeal an act for the preservation of game animals and birds in Clark, and other counties, approved February 13, 1879, so far as the same relates to Clarke county.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, Milner, McCullough, Newsom, Nettles, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, from the same committee, reported favorably to the bill—

H. B. 86. To extend the provisions of an act for the preservation of game in the counties of Mobile, Monroe and other counties, approved February 13, 1879, to the county of Elmore.

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Calhoun, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Maddox, Mason, Milner, McCullough, Newsom, Nettles, Owens, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—66.

LOCAL LEGISLATION.

Mr. Collier, from the committee on local legislation, reported favorably to the Senate bill—

s. 3. To prevent the destruction of fish in the rivers and creeks in Bullock county.

The bill was read the third time and passed—yeas 70, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Long, Maddox, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—70.

Mr. Collier, from same committee, reported favorably to the bill—

H. B. 154. To amend the act to require a person who employs, or in any way engages, laborers in the county of Dallas and other counties therein named, for the purpose of removing said laborers from the State, to pay a license tax.

Mr. Waller moved to amend, by striking out "one hundred," and inserting "two hundred and fifty."

The amendment was adopted, and the bill was read the third time and passed—yeas 52, nays 12.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beck, Bowdon, Bulger, Brassfield, Brewer, Brown of Russell, Collier, Cooley, Cowart, Cunningham, Clark, Donoho, Floyd, Gilmore, Hammond, Harris, Johnson of Autauga, Kirkland, Lane, Martin, Mason, McCullough, Nelson, Newson, Nowlin, Owens, Patton, Pound, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Slaughter, Smith, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—52.

Nays—Messrs. Grayson, Heacock, Head, Lanier, Long, Maddox, Newman, Robinson of Jackson, Shields, Skeggs, Taylor, Underwood—12.

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 180. To provide for the registration of all claims and debts against Wilcox county.

Amend by striking out the words "probate judge," and insert "county treasurer;" and also extending the time of registration until twelve months after the passage of this act.

The amendments were adopted, the bill read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Brassfield, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Dement, Donoho, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, Newman, Nowlin, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—64.

Also, from same committee, reported favorably to the bill—

n. B. 14. To repeal an act to authorize persons to keep and use skiffs, or other crafts therein named, for conveying foot passengers across the Black Warrior river, opposite the city of Tuscaloosa.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brown of Russell, Caffee, Camp, Cooley, Cowart, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Long, Maddox, Martin, Mason, Nelson, Newsom, Nettles, Nowlin, Owens, Pickens, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughtier, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—61.

Also, reported a substitute for the bill—

n. B. 109. To repeal an act approved February 12, 1879, to amend section 4369 of the Code, and to repeal section 4369 of the Code, so far as the same relates to Winston county.

Mr. Long moved to amend, by including Walker county.

Mr. Johnson of Blount moved to amend, by including Cullman and Blount counties.

Mr. Camp moved to amend, by including Marion county.

Mr. Shields moved to amend, by including Cherokee county.

Mr. Maddox moved to amend, by including St. Clair county.

Mr. Sharit moved to amend, by including Jefferson county.

Mr. Waller moved to lay the amendment of Mr. Sharit on the table. *Lost.*

On motion of Mr. Waller, the further consideration of the bill was postponed, and made the special order for Thursday next, 12 M.

Mr. Collier, from same committee, reported favorably to the bill—

n. B. 135. To repeal an act to regulate the fine and forfeiture funds of the counties of Bibb, Fayette, Marion and Blount, approved February 8, 1877, so far as the same relates to the county of Marion.

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Camp, Cooley, Cowart, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, McCullough, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Collier, from the committee on local legislation, reported favorably to the bill—

H. B. 260. To prohibit the burning of woods within five miles of any coaling grounds of the Woodstock Iron Company, within the limits of Calhoun county.

The bill was read the third time and passed, and ordered to the Senate without engrossment—yeas 65, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Brassfield, Brewer, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Long, Maddox, Martin, McCullough, Newman, Newsom, Nettles, Nowlin, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 249. To amend section 4196 of the Code.

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Brassfield, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier,

Long, Maddox, Martin, Mason, Newman, Newsom, Nowlin, Pickens, Pound, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, White, Wilson of Chambers, Wimberley, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from the same committee, reported favorably to the bill—

H. B. 117. To abolish the county court of Conecuh county.

On motion of Mr. Robinson of Conecuh, the bill was re-committed.

On motion of Mr. Bowdon, the petition of certain citizens of Conecuh county against the bill was referred with the bill.

Mr. Collier, from the same committee, reported a substitute to the bill—

H. B. 273. To repeal section 4369 of the Code, so far as the same relates to Chilton county.

The substitute was adopted.

Amendments were adopted, including the following counties in the repeal: Jackson, Lamar, Fayette, Randolph, Colbert, Cullman, Blount, Clay and Winston.

The title was amended to correspond, and the bill was read the third time and passed—yeas 52, nays 9.

Yeas.—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Bulger, Brewer, Brooks of Macon, Caffee, Camp, Collier, Cooley, Cowart, Clark, Dement, Donoho, Gilmore, Glover, Harris, Head, Johnson of Antauga, Johnson of Blount, Kirkland, Long, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Pickens, Pomm, Powell, Ramsay, Renfro, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays.—Messrs. Avery, Bowdon, Brassfield, Brown of Russell, Floyd, Grayson, Heacock, Maddox, Walker of Montgomery.

Also, from the same committee, reported favorably to the bill—

H. B. 330. To regulate the compensation of county commissioners in Lamar and Marion counties.

The bill was read the third time and passed—yeas 56, nays 1.

Yeas—Messrs. Austill, Agnew, Avery, Bankhead, Beard, Beck, Bulger, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Camp, Collier, Cunningham, Clark, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kirkland, Lanier, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Owens, Pound, Ramsay, Renfro, Sanders, Sowell, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Johnson of Blount voted nay.

The special order for the hour of 12 o'clock, the bill—

H. B. 193. To prohibit drunkenness in this State;

Was taken up.

The question pending being the amendment by Mr. Johnson of Blount, viz: to strike out section 2,

Mr. Brooks of Macon moved to lay the amendment on the table. *Lost.*

On motion of Mr. White, the bill was laid on the table.

SECOND SPECIAL ORDER.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 428. To authorize probate judges to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away or otherwise disposed of in their respective counties, or in any beat or incorporated city or town therein.

Mr. Bowden offered the following amendment:

Provided, That nothing herein contained shall be so construed as to prevent legislation upon the subject of the sale of intoxicating liquors;

Which, on motion of Mr. Bankhead, was laid on the table.

Amendments were offered as follows:

By Mr. Clark, to exempt Green county;

By Mr. Billingslea, to exempt Dallas county;

By Mr. Avery, to exempt Hale county;

By Mr. Newsom, to exempt Clay county;

By Mr. Mason, to exempt Washington county;

By Mr. Hammond, to exempt Calhoun county;

By Mr. Glover, to exempt Choctaw county;

By Mr. Walker of Marengo, to exempt Marengo county;

By Mr. Lanier, to exempt Madison county;

By Mr. Smith, to exempt Baldwin county;

By Mr. Newman, to exempt Winston county ;
 By Mr Sowell, to exempt Escambia county ;
 By Mr. Shields, to exempt Cherokee county ;
 By Mr. Donoho, to exempt Tuskaloosa county ;
 By Mr. Gilmore, to exempt Sumter county ;
 By Mr. Sheldon, to exempt Mobile county ;
 By Mr. Maddox, to exempt St. Clair county ;
 By Mr. Thomas, to exempt Chambers county ;
 By Mr. Walker of Montgomery, to exempt Montgomery county ;

By Mr. Sharit, to exempt Jefferson county.

Mr. Avery offered a substitute for the bill, entitled an act to regulate the issuance of licenses for sale of spirituous or vinous liquors.

Mr. Owens moved to table the substitute. Carried.

Pending the consideration of the bill—

On motion of Mr. Foster, the House adjourned until 3½ p. m.

EVENING SESSION.

NOVEMBER 30, 1880.

The House met pursuant to adjournment.

Reports from standing committees being in order—

Mr. Collier, from the committee on local legislation, reported favorably to the Senate bill—

s. 86. To amend an act authorizing the commissioners court of Tuskaloosa county to build a bridge over the Black Warrior river, to appoint trustees thereof, to issue and sell bonds of the county, and to secure said bonds by mortgage, approved December 4, 1871.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Anstil, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Long, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Owens, Pickens, Pound, Ramsay, Robinson of Conecuh, Robinson of Jackson Sanders, Sowell Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the Senate bill—

s. 105. To empower the corporate authorities of the city of Troy, in Pike county, to compromise and arrange the present indebtedness of Troy, commonly known as the railroad or bonded indebtedness of Troy, by issuing and substituting new bonds for the present bonds upon such terms and conditions as shall be agreed upon by and between the corporate authorities and the holders of said bonds.

The bill was read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bradford, Brassfield, Brewer, Brown of Russell, Bruce, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antanga, Johnson of Blount, Lanier, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Owens, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 124. To regulate the disposition of fines and forfeitures in the county of Greene.

The bill was read the third time and passed—yeas 70, nays 1.

Yeas—Messrs. Agnew, Avery, Barnett, Beard, Beck, Billingslea, Bulger Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Camp, Collier, Cooley, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antanga, Johnson of Blount, Lanier, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Owens, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Bankhead voted nay.

Also, from same committee, reported favorably to the bill—

H. B. 391. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or other intoxicating drinks, within three miles of the church at Jemison, in the county of Chilton.

The bill was read the third time, and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Lanier, Long, Maddox, Martin, Mason, Milner, McCallough, Nelson, Newman, Newsom, Owens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 364. To authorize the corporate authorities of the town of Oxford, Calhoun county, to levy and collect a license tax on shows, concerts and exhibitions within the incorporation.

The bill was read the third time and passed—yeas 69, nays 0.

Yeas—Messrs. Anstill, Armstrong, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Har-

Also, from same committee, reported favorably to the bill—

H. B. 412. For the relief of William M. Weaver.

The bill was read the third time and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee,

Camp, Collier, Cooley, Cowart, Cunningham, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Lanier, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 253. To authorize the city of Troy to levy and collect license taxes on any business that may be carried on in its limits.

The bill was read the third time and passed—yeas 64, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newsom, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Owens voted nay.

On motion of Mr. Clark, the committee on privileges and elections was instructed to make a report at the hour of 12 to-morrow upon one bill in regard to an amendment of the election law, and the consideration of the report was made the special order for that hour.

Mr. Collier, from the committee on local legislation, reported favorably to the bill—

H. B. 228. To require county treasurer of Madison county to pay over certain funds therein designated.

The bill was read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brassfield, Brown of

Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Lanier, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Owens, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vanght, Waller, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the Senate bill—

s. 90. To amend an act authorizing the judge of the county court of Jackson county, and commissioners of roads and revennes, to perform certain duties therein named, approved January 25, 1845;

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Lane, Lanier, Long, Martin, Mason, Milner, McCullough, Newman, Newsom, Owens, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vanght, Waller, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported a substitute for the bill—

H. B. 311. To provide for the comfort and health of prisoners confined in the jail of Calhoun county.

The substitute entitled an act requiring the commissioners courts of Calhoun and Chilton counties to provide for the comfort and health of prisoners confined in jails of said counties.

The substitute was adopted, and the bill was read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee,

Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Long, Maddox, Martin, Mason, Nelson, Newman, Newsom, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

By leave, Mr. Brown of Tuskaloosa, from the committee on appropriations, reported favorably, with amendments, to the bill—

H. B. 416. To make appropriations for the ordinary expenses of the executive and judicial expenses of the State, for interest on the public debt, and for the public school.

The House proceeded to consider the amendments *seriatim*.

The amendments numbered as subdivisions 39 and 40 were adopted.

Mr. Brewer moved to amend subdivision 19, by striking out "two thousand," and inserting "fifteen hundred," as the pay of the marshal and librarian of the supreme court.

The amendment was adopted—yeas 68, nays 12.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Betts, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Austill, Beck, Bowdon, Clark, Glover, Langdon, McCullough, Renfro, Watts, White, Wilson of Shelby, Wright of Russell.

Mr. Brewer moved to amend subdivision 36, by adding "or so much thereof as may be necessary to pay the said interest, at the rates fixed by law."

The amendment was adopted, and the bill was read the third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donolio, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nowlin, Owens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Bruce was granted leave of absence until after recess, on account of sickness.

On motion of Mr. Clark, the committee on privileges and elections was granted leave to report one bill in regard to the amendment of the election law, at 12 m. to-morrow, and the consideration of the report was made the special order for that hour.

By leave, Mr. Waller introduced a bill—

n. b. 487. To prevent emigration agents, or other persons, from inducing, or attempting to induce, any citizen to remove from this State, by means of false pretenses;

Which was read once, and ordered to a second reading on to-morrow.

On motion of Mr. Hogue, the House adjourned until to-morrow morning, 9½ o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, December 1, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Callaway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart,

Cunningham, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—82.

Leave of absence was granted Mr. Kent for to-day on account of sickness.

Journal of yesterday read and approved.

Mr. Bradford, at his own request, was excused from serving on the joint committee to investigate the condition of the convicts, &c., and Mr. Barnett was substituted in his stead.

Mr. Owens asked leave to change his vote from nay to yea, on the passage of the bill;

H. B. 253. To authorize city of Troy to collect a license tax, &c.

He having voted under a misapprehension; which was granted.

Mr. Watts, from committee on judiciary, reported back the bill—

H. B. 259. For relief of B. F. Erwin and W. M. Bagley; And it was referred to the committee on local legislation.

BILLS ON SECOND READING.

The bill—

H. B. 476. To constitute the town of Union Springs a separate school district;

Was read the second time, and referred to the committee on education.

The bills—

S. 112. To abolish the county court of Conecuh county;

H. B. 477. To fix the time of holding the circuit court in Colbert county;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 478. To amend section 4043 of the Code;

Was read the second time, and referred to the committee on fees and salaries.

The bills—

s. 116. To prohibit stock from running at large in certain portions of Wilcox and Marengo counties;

H. B. 474. To prevent the owners of certain live stock from allowing such stock to run at large in certain portions of Barbour county;

Were read the second time, and referred to the committee on agriculture.

The bill—

H. B. 481. To authorize the people of Geneva county to vote on the question of moving the county site of said county, and to permanently locate the same;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 486. To prevent camp and fire hunting in Cullman county;

Was read the second time, and referred to the committee on game law.

The bill—

H. B. 484. To amend an act for the more efficient organization of the volunteer militia of Alabama;

Was read the second time, and referred to the committee on military.

The bills—

H. B. 473. To pay Robert Hasson, Doorkeeper of the House, for certain articles furnished the House, and for repairs;

s. 143. To provide for the registration of all claims and debts against the fine and forfeiture fund of Bibb county;

H. B. 485. For the relief of Wm. A. Kimbrough, late tax collector of Wilcox county;

Were severally read the second time, and referred to the committee on accounts and claims.

The bill—

H. B. 483. To amend an act to prevent stock from running at large in that part of Dallas county lying west of Cahaba river, and north of the New Orleans and Selma railroad, and north of the public road leading from Martin's station, through Athens or Liberty Hill, to McKinley, approved December 10, 1878, so far as to extend the provisions of said act to certain portions of Perry county;

Was read the second time, and referred to the committee on counties and county boundaries.

The bills—

H. B. 479. To prohibit the sale, giving away, bartering, or otherwise disposing of any vinous, spirituous, or malt liquors, or other intoxicating drinks, in that part of beat No. 4, in Elmore county, within five miles of the Missionary Baptist church called Bethany;

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters, in beat No 2, known as the Russellville beat, Franklin county;

s. 161. To prohibit the sale, or giving away, of any vinous, spirituous, or malt liquors in the town of Dayton, Marengo county, or within six miles of said town;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 475. To establish a chancery court for the county of Cullman, and to fix the time of holding the same;

H. B. 482. To amend section 4370 of the Code;

H. B. 487. To prevent emigration agents, or other persons, from inducing, or attempting to induce, any citizen to remove from this State, by means of false representations;

s. 9. To amend sections 8, 9 and 14 of an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county, approved February 12, 1879;

s. 150. To protect the occupants of land with a growing crop, when sold by order of the chancery court;

Were severally read the second time, and referred to the judiciary committee.

The bill—

s. 35. To secure the humane treatment of prisoners;

Was read the second time, and referred to the committee on public buildings and institutions.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 1, 1880.

Mr. Speaker:

The Senate has passed, without amendment, the following House bills:

H. B. 129. To amend sections 3462 and 3464 of the Code;

H. B. 220. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within ten miles of the town of Woodstock, Bibb county, Alabama;

H. B. 345. To cede to the United States, for a limited time, jurisdiction over the site for the erection of United States government buildings in the city of Montgomery;

H. B. 57. To repeal so much of an act, passed February 5, 1872, to prevent the selling of spirituous and vinous liquors within three miles of Liberty, Midway, and Rehoboth churches, in beats 9 and 11, Montgomery county, as relates to Liberty church;

And has amended, as therein shown, and passed—

H. B. 230. To amend section 2 of an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and city court of Selma, and to prescribe their compensation;

And has adopted joint resolution, requesting the Governor to inquire into the practicability of using a portion of the penitentiary for the incurable insane, and to report the result to the General Assembly;

And has originated and passed the following bills:

s. 39. To better provide for the payment of the fees of State witnesses in criminal cases;

s. 129. To repeal all special and local laws for working the public roads in Randolph county.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the foregoing message, were read once, and ordered to a second reading on to-morrow.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Johnson of Autauga (with petition)—

H. B. 488. To prohibit the sale, gift, or barter of intoxicating liquors within four miles of the Presbyterian church at Pine Flat, in the county of Autauga;

By Mr. Smith—

H. B. 489. To establish a colored Normal school at Evergreen, in the county of Conecuh;

By Mr. White—

H. B. 490. To amend the act incorporating the town of Clayton, and the act amendatory thereof;

By Mr. Johnson of Blount—

H. B. 491. To amend section 2678 of the Code of Alabama ;

By Mr. Wimberly—

H. B. 492. ¹ To prevent the false packing of cotton by public ginner in the county of Butler, and to cause the number of the gin to be branded on each bale of cotton by such ginner ;

By Mr. Wright of Butler (with petition)—

H. B. 493. To prevent the sale of vinous, malt, or intoxicating liquors within five miles of the Baptist and Methodist churches in Greenville, Butler county ;

By Mr. Owens—

H. B. 494. To amend section 3482 of the Code of Alabama ;

By Mr. Callaway—

H. B. 495. To amend section 284 of the Code ;

By Mr. Nelson—

H. B. 496. To establish a separate school district in the county of Dallas ;

By Mr. Bransfield—

H. B. 497. To relieve Percy Hairston of Greene county from the disabilities of non-age ;

By Mr. Bowdon (by request)—

H. B. 498. To prevent the improper use and corrupting influence of intoxicating liquors in popular elections ;

By Mr. Sharit—

H. B. 499. Authorizing and requiring the tax collector of Jefferson county to collect all unpaid taxes in said county for the years 1878 and 1879 ;

By Mr. Tyson—

H. B. 500. To amend an act entitled an act to amend section 3524 of the Code of Alabama, approved January 17, 1879 ;

By Mr. Foster—

H. B. 501. To authorize the chancellor to require complainants to pay the costs of suit, as a condition precedent for a divorce in certain cases ;

By Mr. Betts—

H. B. 502. For reference of cases in chancery to a referee ;

Also,

H. B. 503. To authorize the commissioners court of Madison county to cause the county treasurer to refund certain excess of license tax ;

By Mr. Walker of Montgomery—

H. B. 504. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or other intoxicating liquors within seven miles of "Pintlala Grange Hall," in Montgomery county;

By Mr. Beard—

H. B. 505. To incorporate the Pinckneyville male and female seminary, in the county of Pickens;

By Mr. Cowart—

H. B. 506. To prohibit the sale of intoxicating liquors within three miles of Little Oak, Pike county;

By Mr. Newman—

H. B. 507. To reduce the per diem of the court of county commissioners of Cullman county;

Also,

H. B. 508. To reduce the pay of grand and petit and other jurors, and bailiffs of the circuit court and grand jurors of Cullman county;

Also,

H. B. 509. To regulate the fees of judge of probate and sheriff and circuit clerk of Cullman county;

By Mr. Walker of Montgomery—

H. B. 510. To provide for the appointment of a county solicitor for Montgomery county, by the Governor, by and with the advice and consent of the Senate; to prescribe his duties and provide for his compensation;

By Mr. Collier (by request)—

H. B. 511. To repeal an act entitled an act to incorporate the town of Orion, in the county of Pike;

Which were severally read once, and ordered to a second reading on to-morrow.

Petitions against the running of freight trains on Sunday were presented by Messrs. Johnson of Blount, Wright of Butler, and Callaway of Dale;

Which were referred to the committee on commerce and common carriers.

Mr. Patton presented a petition from the bar at Florence, Lauderdale county, for the establishment of a chancery division in the northern portion of the State;

Which was referred to the judiciary committee.

Mr. Cowart presented a petition from the citizens of Orion in regard to the prohibition of sale of intoxicating liquors;

Which was referred to the committee on temperance.

Mr. Newman presented a petition from the citizens of

Winston county, asking that that portion of Winston which was detached to form the county of Cullman, be returned to Winston;

Which was referred to the committee on counties and county boundaries.

SENATE AMENDMENTS.

The House concurred in the amendments of the Senate, to the bill—

H. B. 53. To amend section 4169 of the Code—yeas 72, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newsom, Nettles, Owens, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson, of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—72.

The House concurred in the first three amendments of the Senate to the bill—

H. B. 63. To amend sections seven, eight and twelve of an act "to incorporate the town of Dadeville, in Tallapoosa county, approved January 16, 1879—yeas 38, nays 19.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brown of Russell, Callaway, Cooley, Cowart, Cunningham, Dement, Glover, Grayson, Hammond, Head, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, McCullough, Nelson, Nettles, Owens, Pound, Sanders, Sowell, Tyson, Vaught, Walker of Marengo, Welborn, Wright of Butler, Wright of Lee.

Nays—Messrs. Bulger, Brassfield, Clark, Gilmore, Heacock, Johnson of Autauga, Long, Maddox, Newman, Nowlin, Pickens, Ramsay, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood and Wilson of Chambers.

And refused to concur in the 4th amendment, which strikes out the proviso to section 1—yeas 26, nays 43

Yeas—Messrs. Austill, Avery, Barnett, Beck, Betts, Billingslea, Brassfield, Brewer, Brown of Russell, Callaway, Collier, Cooley, Davidson, Dement, Donoho, Head, Hogue, Lary, Long, Martin, McCullough, Patton, Sanders, Sheldon, Skeggs, Walker of Marengo, Watts.

Nays—Messrs. Speaker, Bowdon, Bulger, Caffee, Camp, Cowart, Clark, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Maddox, Mason, Nelson, Newman, Newson, Nettles, Nowlin, Owens, Patton, Powell, Ramsay, Robinson of Conecuh, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Montgomery, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee—43.

UNFINISHED BUSINESS.

The House then proceeded to the consideration of the bill—

H. B. 428. To authorize probate judges to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, &c.

The question pending being the amendment to exempt certain counties;

Mr. Nowlin submitted amendments, providing that the enactment of this law shall not affect existing local prohibitory laws; and also, that it shall not be so construed as a prohibition upon the General Assembly against the passage of such laws.

Pending the consideration of the bill and amendments,

By leave, Mr. Grayson, from the committee on counties and county boundaries, reported back to the House the bill—

H. B. 146. For relief of Robert Q. Prior;

And asked its reference to the committee on accounts and claims. It was so ordered.

By leave, Mr. Grayson, from the committee on counties and county boundaries, reported favorably, with an amendment, to the bill—

H. B. 224. To abolish fencing in Bullock county.

The amendment was adopted.

Mr. Powell offered an amendment, in the nature of a proviso. Adopted.

Mr. Barnett moved to postpone the further consideration of the bill until Saturday next. Lost.

The bill was read the third time and passed—yeas 45, nays 25.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Clark, Davidson, Dement, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Langdon, Long, McCullough, Nettles, Nowlin, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sanders, Sheldon, Skeggs, Taylor, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wimberly, Wright of Butler, Wright of Russell—45.

Nays—Bankhead, Barnett, Callaway, Camp, Cooley, Cowart, Cunningham, Gilmore, Glover, Hammond, Lane, Lannier, Lary, Maddox, Martin, Mason, Newsom, Owens, Patton, Sowell, Shields, Tyson, Thomas, Underwood, Wilson of Chambers.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 1, 1880.

Mr. Speaker:

The Senate has originated and passed the following bills :
s. 31. To amend section 4343 of the Code.

WM. L. CLAY, Secretary.

The Senate bill just received, the title of which is set out in the above message, was read once, and ordered to a second reading.

The House resumed the consideration of the bill, H. B. 428, when the hour of 12 o'clock arrived, and the special order for that hour was taken up, viz : the bill—

H. B. 143. To protect the farmers of this State in the purchase of commercial fertilizers.

The question pending being the substitute reported by the committee,

Mr. Nelson offered an amendment, provided that fifty per cent. of the net revenue received, after payment of expenses, be paid into the State treasury.

Mr. Bankhead offered an amendment to the amendment, that the fund so paid into the State treasury shall belong to the common school fund, and be paid out as is now provided by law, and shall be in addition to the amounts appropriated to said school fund.

Mr Thomas moved to lay the amendment on the table.
Lost—yeas 38, nays 41.

Yeas—Messrs. Austill, Armstrong, Avery, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Collier, Cooley, Clark, Davidson, Donoho, Gilmore, Heacock, Hogue, Lanier, Lary, Maddox, Morrisette, Nelson, Newsom, Nettles, Pound, Ramsay, Taylor, Tyson, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wright of Russell—38.

Nays—Messrs. Speaker, Bankhead, Betts, Bradford, Camp, Cowart, Cunningham, Dement, Floyd, Glover, Grayson, Hammond, Harris, Head, Johnson of Blount, Kirkland, Langdon, Long, Martin, Mason, McCullough, Newman, Nowlin, Patton, Pickens, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Smith, Underwood, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—41.

The Amendment was lost.

Mr. Davidson moved to amend, so as to give the benefits, &c., to be derived from the act, to the University of Alabama, equally with the Agricultural and Mechanical College.

Pending the consideration of the bill, on motion of Mr. Watts, the House adjourned until to-morrow morning, 9½ o'clock.

HOUSE OF REPRESENTATIVES,

THURSDAY, December 2, 1880.

House met pursuant to adjournment.

Prayer by Rev. Mr. Richards of Chambers county.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith,

Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker, of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Journal of yesterday read and approved.

Mr. Brooks of Macon asked and obtained leave of absence for one half hour for the committee on fees and salaries; that said committee be allowed to sit apart from the House for that length of time.

SIGNING OF SENATE AND HOUSE BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 345. To cede to the United States, for a limited time, jurisdiction over the site for the erection of United States Government buildings in the city of Montgomery;

H. B. 57. To repeal so much of an act passed February 5, 1872, to prevent the selling of spirituous and vinous liquors within three miles of Liberty, Midway and Rehoboth churches in beats 9 and 11, Montgomery county, as relates to Liberty church;

H. B. 53. To amend section 4169 of the Code of Alabama;

H. B. 129. To amend sections 3462 and 3464 of the Code.

SENATE CHAMBER, December 1st, 1880.

Mr. Speaker:

The President of the Senate having signed the following bills, your signature to the same is requested:

s. 60. To repeal an act to prohibit the sale of spirituous or vinous liquors within two miles, in any direction, of Glennville male and female academy, in the county of Russell, approved December 19, 1871;

s. 5. To prohibit the sale of spirituous, vinous and malt liquors within three miles of Rock Spring church, in Lee county;

s. 10. To prohibit the sale and giving away of whisky, or other intoxicating liquids within six miles of the Baptist church in the village of McKinley, Marengo county;

s. 59. To amend sections 1206 and 1211 of the Code, (in relation to the city of Opelika);

s. 14. To authorize corporations formed for mining and

manufacturing purposes, under part second, title 1, chapter 1, article 1, of the Code, to enlarge their business ;

s. 64. To authorize private corporations to change the number of their directors ;

s. 38. To amend an act for the better protection of the planters in the counties of Monroe, Marengo, Clarke, Choctaw, Pickens, Greene, and Talladega, by adding the county of Washington.

W. L. CLAY, Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bills—

H. B. 510. To provide for the appointment of a county solicitor for Montgomery county, by the Governor, by and with the advice and consent of the Senate, to prescribe his duties, and provide for his compensation ;

H. B. 502. To provide for reference of cases in chancery to referees ;

H. B. 501. To authorize the chancellors to require complainants to pay the costs of suit as a condition precedent for a divorce in certain cases ;

H. B. 500. To amend an act entitled an act to amend section 3524 of the Code of Alabama, approved January 17, 1879 ;

H. B. 494. To amend section 284 of the Code ;

H. B. 495. To amend section 3482 of the Code ;

H. B. 491. To amend section 2678 of the Code ;

s. 39. To better provide for the payment of the fees of State witnesses in criminal cases ;

Were severally read the second time, and referred to the judiciary committee.

The bill—

H. B. 497. To relieve Percy Hairston of Greene county from the disabilities of non-age ;

Was read the second time, and referred to a special committee, consisting of members from Greene, Hale and Sumter.

The bill—

H. B. 499. Authorizing and requiring the tax collector of Jefferson county to collect all unpaid taxes in said county for the years 1878 and 1879 ;

Was read the second time, and referred to a special committee of five, with leave to report at any time.

Committee—Messrs. Brewer, Wilson of Shelby, Kent, Sharit and Foster.

The bills—

H. B. 507. To reduce the per diem of the court of county commissioners of Cullman county;

H. B. 508. To reduce the pay of grand and petit and other jurors and bailiffs of the circuit court and grand jury of Cullman county;

And the Senate bill—

S. 31. To amend section 5047 (4343) of the Code;

Were severally read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 509. To regulate the fees of judge of probate and sheriff and circuit clerk of Cullman county;

Was read the second time.

Mr. Johnson of Blount moved to amend, by striking out one hundred and fifty dollars, and inserting one hundred dollars;

Adopted, and the bill was referred to the committee on fees and salaries.

The bills—

H. B. 511. To repeal an act entitled an act to incorporate the town of Orion, in the county of Pike;

H. B. 503. To authorize the commissioners court of Madison county to cause the county treasurer to refund certain excess of license tax;

H. B. 492. To prevent the false packing of cotton by public ginner in the county of Butler, and to cause the number of the gin to be branded on each bale of cotton by such ginner;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 506. To prohibit the sale of intoxicating liquors within three miles of Little Oak, Pike county, Alabama;

H. B. 488. To prohibit the sale, gift, or barter of intoxicating liquors within four miles of the Presbyterian church at Pine Flat, in the county of Autauga;

H. B. 498. To prevent the improper use and corrupting influence of intoxicating liquors in popular elections;

H. B. 493. To prevent the sale of vinous, malt or intoxi-

eating liquors within five miles of the Baptist and Presbyterian churches in Greenville, Butler county;

H. B. 504. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or other intoxicating liquors within seven miles of Pintlala Grange Hall, in Montgomery county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 490. To amend the act incorporating the town of Clayton, and the act amendatory thereof;

H. B. 505. To incorporate the Pickneyville Male and Female Seminary, in the county of Pickens;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 496. To establish a separate school district in the county of Dallas;

H. B. 489. To establish a colored normal school at Evergreen, in the county of Conecuh;

Were severally read the second time, and referred to the committee on education.

The Senate bill—

S. 129. To repeal all special and local laws for working the public roads in Randolph county;

Was read the second time, and referred to the committee on public roads and highways.

The House concurred in the amendment of the Senate to the bill—

H. B. 230. To amend section 2 of an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and city court of Selma, and to prescribe their compensation—yeas 54, nays 1.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Clark, Donoho, Floyd, Gilmore, Grayson, Harris, Heacock, Head, Johnson of Antanga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Morrisette, Nelson, Nettles, Nowlin, POUND, Powell, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler.

Mr. Billingslea voted nay.

UNFINISHED BUSINESS.

The House next proceeded to the consideration of the bill pending at the adjournment—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

The question being the amendment of Mr. Davidson,

Mr. Hogue moved to re-commit the bill. *Lost.*

On motion of Mr. Brewer, the amendment of Mr. Davidson was laid on the table.

Mr. Hogue called for the previous question.

The call was sustained, and the vote being first taken on the amendment of Mr. Nelson, it was adopted.

The substitute, as amended, was adopted, and the bill read the third time and passed—yeas 62, nays 20.

Yeas—Messrs. Austill, Armstrong, Avery, Bankhead, Beard, Beck, Bowdon, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Donoho, Floyd, Gilmore, Glover, Grayson, Harris, Head, Hogue, Johnson of Autauga, Kirkland, Lanier, Langdon, Lary, Mason, McCullough, Nelson, Newsom, Nettles, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Smith, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Speaker, Betts, Bulger, Hammond, Heacock, Johnson of Blount, Kent, Lane, Long, Maddox, Martin, Morrisette, Newman, Pickens, Sharit, Shields, Slaughter, Taylor, Underwood, Wilson of Shelby—20.

By leave—

Mr. Clark, from the committee on privileges and elections, submitted the following report :

Mr. Speaker :

The committee on privileges and elections, to which was referred the resolution of Mr. Callaway of Dale, instructing said committee to inquire into the propriety of amending the present election law, and to report by bill or otherwise, and certain bills on the subject of amending the election law, have had the same under consideration, and instruct me to report that they deem it inexpedient at this time to make any change in the election laws, except in regard to the act entitled an act to amend section 274 of the Code of

Alabama, approved February 12, 1879; and they have instructed the chairman to report the enclosed bill as a substitute for the bill (H. B. 208) "to amend an act to amend section 274 of the Code," approved February 12, 1879.

T. C. CLARK, Chairman.

Mr. Long submitted the following:

The undersigned, a minority of the committee to which was referred House bills numbers 15 and 16, beg leave to report that they have had said bills under consideration, and that they are compelled to dissent from the majority report of the committee. The object of these bills is to repeal the acts amending sections 274 and 276 of the Code of Alabama, approved February 9th and 12th, 1879, and to re-enact those sections.

Under the old law (section 274), "the ballot must be a plain piece of paper, on which must be written or printed, or partly written and partly printed, the names of the persons for whom the elector intends to vote, and must designate the office." This section allows the voter to use any kind of paper, according to his choice or convenience, and under it no one can be deprived of his vote by reason of the size, color, erasures or interlineations on the ballot, or even superfluous words or captions. Whereas, by the new law, "the ballot must be a plain piece of *white* paper, without any figures, marks, rulings, characters or embellishments thereon, not less than two nor more than two and a half inches wide, nor less than five nor more than seven inches long, on which must be written or printed, or partly written and partly printed, *only* the names of the persons for whom the elector intends to vote, and must designate the office, &c., and any ballot *otherwise* than described is illegal, and must be rejected." The difference in the amended sections and the sections in the Code consists in providing certain regulations for the ballot, as that it shall conform to a certain color and size; shall have no marks, rulings, characters or embellishments thereon, save only that necessary to designate the officer chosen and the office, and that the ballot shall be rejected unless it conform to these regulations; and also the further provision that the ballot shall not be numbered to correspond with the number on the poll lists as had been the law. The ground upon which this radical change of our elective system is attempted to be sustained is, that the provisions are necessary to maintain the secrecy of the ballot; a result upon which depends the free expression of the

choice of the voter. Measures intended for such a purpose *only*, ought to receive the approval of every one who loves republican government, but it should not be forgotten that there are other ways of defeating the free choice of the people besides that of coercion, against which the secrecy of the ballot is alone intended to guard.

In many places in our rural counties, plain white paper, without rulings, cannot be easily obtained with which to cast a legal ballot.

The regulations as to the ballot, its size, color and contents, should be simple and plain, and such as every man, lettered or unlettered, could understand and easily comply with.

The regulation as to the size of the ticket does not materially assist in protecting the secrecy of the ballot, because it is in the power of the voter to fold the ballot in such shape as he may please, and thus to defy detection as to its contents. Surely regulations as to "figures, marks, rulings, characters or embellishments" on the face of the ballot, do not aid in such protection, since it would be impossible, if the ticket is properly folded, that any one could detect such marks, figures, &c., while in transit from the voter to the ballot box.

These new requirements will compel voters to prepare themselves with tape line or rule to insure the legality of their ballots, and have the effect to abridge the easy and free exercise of the elective franchise; a right inestimable to freemen, and declared to be "a right preservative of every other right." Besides, it often happens that a voter wishes to vote for some on one ticket and others on another party ticket, or an independent candidate. Under the operations of the present election law, a name cannot be stricken and another substituted without making "marks" on the ticket. Hence, "the ballot" then would be "*otherwise*" than "a plain piece of *white* paper without marks," and, under the law, "must be rejected."

These changes in the law, while perhaps *not so intended*, will inure to the advantage of a wealthy and well organized party, and, under their practical application, large numbers of voters may be disfranchised by unintentional omissions or commissions, or by strained constructions of the law.

In the recent election for member of Congress from the eighth congressional district of this State, it is charged that it was decided adversely to the votes of the majority of the

electors, because the figures from 1 to 8 inclusive, describing the district, were used, instead of being written, and that superfluous words and figures were on the tickets of certain electors. On the other hand, it is charged that about 300 illegal votes were cast in a certain precinct, which, if they could have been rejected, would have elected the person who received the certificate by a much larger majority.

Other instances of the pernicious working of our present election law have been publicly charged, but whether true or not, we do not know, nor is it our province to speak, more than to say, that, in our opinion, the people of the State, without regard to party, demand the repeal of the amendatory acts, and the re-enactment of the former law.

By reference to section 265 of the Code, it will be seen that the secrecy of the ballot was sufficiently guarded under the old law. Inspectors and clerks were required to swear that they would not themselves, or knowingly allow any other person to compare the number of the ballots with the number of the votes enrolled; and by section 288, after the votes are counted out, the inspectors were required to seal up the ballots and label the same, and securely seal them up with one poll list in the ballot box, which was to be kept sixty days, and in case of no contest, the ballots, without being opened, were to be destroyed.

In case of contest for illegal voting or fraud, a means was provided to purge the ballot box of illegal votes or frauds; we, therefore, see no good reason why the numbering of the ballots on the outside to correspond with the numbers on the poll list, has been dispensed with. The minority, while not unmindful of the necessity of a secret ballot, place a much higher estimate upon the purity of the ballot, purity of elections, and an honest count. We charge, not on the authors or supporters of our present election law, any intentional wrong, but think they have unwittingly magnified the secrecy of the ballot at the expense of the purity of elections.

Suppose A receives 500 votes at a certain precinct, and B receives 10 votes at the same polling place—suppose 250 of the votes cast for A are counted for B? How is this fraud to be exposed under the present law? How can the votes be properly counted to the person for whom they were cast? Clearly it can only be done by bringing into court every one who voted for A, and proving by them that they voted for A. The testimony of 10, 50 or 100 of them would do no good, because the ballots being unnumbered, their votes

could be said to be among the 250 votes left in the box for A. It would take 251 witnesses to prove the first fraudulent ballot, and it would take 500 witnesses to prove the whole 250 fraudulent ballots. The less fraud, the greater number of witnesses will it take to prove it. If out of a poll of 500 votes there were only 10 fraudulent votes, it would take 491 witnesses to prove the first fraudulent ballot. In large voting counties—like Montgomery, for instance—it would be impossible to ferret out fraud, if any should ever be committed, except at great trouble and cost.

It is to be supposed that "inspectors of elections" are in the main honest, but we prefer to rely on election laws, which provide fully for the correction of errors or frauds. Our elections should rest upon some higher sanction than confidence in election managers. Their correctness should be easy of demonstration, and no system should be tolerated which renders this impossible.

These innovations upon old established usages and customs, in our opinion, invite fraud, by lessening the chances of detection, and will lead to a total disregard of the will of the people, and should our election law become general in other States, will, to some extent, Mexicanize our people. In practice, our old election law had worked well and given satisfaction to the people, and good government to the State.

We see no good reason why the election law, as it had been in force in this, and most of the States of the Union, should not be re-enacted; and therefore recommend the passage of the two bills referred to.

B. M. LONG,
D. H. SHIELDS,
W. H. BARNETT,

Minority Committee on Privileges and Elections.

Mr. Lanier also submitted the following:

To the Honorable Speaker of the House of Representatives of Alabama:

SIR—As a member of the House committee upon privileges and elections, I am forced to dissent from the conclusions of the majority of said committee upon the several propositions brought before them, upon the subject of altering or changing the general election law of this State, and their conclusions as embodied in their report brought into this House.

As a member of said committee, I likewise dissent from

the views as expressed and embodied in a report made to to this House from Mr. Long, a member of said committee.

And I beg leave to submit the following minority report, from the committee on privileges and elections:

Whilst concurring in the views of a majority of the committee, that for the preservation of the secrecy of the ballot, and to protect the individual citizen in his right to cast his *free, independent, and untrammelled suffrage*, and that this right is one of the most inestimable privileges retained by our people, and secured to them under our Constitution; both the right to vote, and the right to the protection and *immunity of secrecy of the ballot*, are alike inherent in and attach to all male citizens of full of age (and not under disabilities) in this State.

I beg leave therefore to submit, that "the numbering of the tickets (ballots) to correspond with the numbers opposite the names of the electors on the poll list, is an invasion of the right of the elector to have the secrecy of his ballot maintained, and in my conception, in palpable conflict with the spirit of our Constitution, and free and independent suffrage.

I am therefore in favor of *not* numbering the ballot.

Upon the subjects of the length, width, marks, figures, embellishments, &c., upon the ballot, designation of persons voted for, &c., I beg leave to submit, that the ballot should be a plain piece of white paper, of convenient length and width, to receive written or printed thereon the names of the persons intended to be voted for, and the office for which such person is chosen designated; to be of such uniform size in length and width, both at general and any special election in this State, or municipal election, as will be convenient for an impression of all the names of candidates intended to be voted for, and a designation of the offices intended to be filled; and that the ballot should sufficiently show on its face the name of the person voted for, and the office intended to be filled by such person; that technical accuracy should not be essential in this particular, and that if the name of the person voted for, and the office, be so designated that no reasonable doubt can exist as to what is meant by the ballot, or what was the intent of the elector, said ballot should be held to be legal, if no other objectionable cause exists against them than such defect.

I would beg leave further to submit, that this great constitutional privilege—the highest under the government—

should not be taken away on technicalities, but that the right of voting, and the exercise of this right, should be encouraged among all the people, so that all questions of public economy or public policy should be determined by the free and independent private citizen, after calmest consideration.

With the hope that this report may be favorably received and its recommendations adopted, I herewith submit, as a substitute for H. B. 208, a bill, and move that it be adopted in lieu of said bill.

All of which is respectfully submitted.

B. C. LANIER.

On motion of Mr. Brewer, the whole subject was postponed and made the special order for the third day of February, 1881, at 12 M.—yeas 73, nays 14.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Lary, Mason, Morrisette, McCullough, Nelson, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Slaughter, Smith, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bowdon, Clark, Floyd, Grayson, Johnson of Blount, Long, Maddox, Martin, Newman, Newsom, Sharit, Shields, Skeggs, Underwood.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 1, 1880.

Mr. Speaker :

The Senate has originated and passed the following bills :

s. 82. To declare the county of Geneva a separate chancery district of the southern division and to be numbered the 16th district, and to fix the time for holding the regular terms of the court, and, also, to provide for the hearing and disposal of cases in vacation ;

s. 158. To make the fees of the officers of court of Sum-

ter county, in certain criminal cases, receivable in payment of debts due said county for fine and forfeitures;

s. 114. To amend section 71 of an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879, so far as the same relates to the counties of Washington, Clarke, Choctaw, Munroe, Escambia and Baldwin;

s. 154. To amend section 1763 of the Code of Alabama;

s. 160. To repeal an act to lay off the county of Conecuh into four commissioners' districts.

The Senate was originated and passed the following bills, and ordered them forthwith to the House, without engrossment:

s. 54. To amend section 1756 of the Code;

s. 55. To repeal section 1759 of the Code;

s. 56. To amend section 1760 of the Code;

s. 57. To amend section 1762 of the Code.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the above message, were read once, and ordered to a second reading.

By leave, Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 427. To amend section 360 of the Code.

Mr. Watts moved to postpone the further consideration of the bill until Saturday next at 11 A. M. Carried.

And it was ordered that 200 copies be printed.

By leave, Mr. Watts, from the judiciary committee, reported favorably to the Senate bill—

s. 13. To amend an act to incorporate the Gulf Mining Company, approved February 23, 1876.

The bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Russell, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Long, Maddox, Milner, Morrisette, McCullough, Newman, Newsom, Owens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson.

Underwood, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee, reported favorably to the amendment of the Senate to the bill—

n. b. 70. To amend an act to amend section 153 of the Code, approved February 13, 1879;

And the House concurred in the amendment—yeas 64, nays 2.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Mason, Morrisette, McCullough, Newsom, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bowdon, Owens, Sharit.

The special order for 12 m., viz., the bill—

n. b. 34. To fix the salaries of supreme court judges was taken up.

The question pending being the motion to reconsider the vote by which the bill was indefinitely postponed,

The motion was lost—yeas 40, nays 49.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Beck, Betts, Bowdon, Bradford, Brooks of Macon, Collier, Clark, Donoho, Foster, Gilmore, Glover, Grayson, Johnson of Blount, Lane, Langdon, Mason, Morrisette, McCullough, Nelson, Nettles, Owens, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Smith, Taylor, Thomas, Waller, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Russell.

Nays—Messrs. Armstrong, Barnett, Beard, Billingslea, Bulger, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Floyd, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Newman, Newsom, Nowlin, Patton, Pickens, Pound, Ramsay, Sowell, Sharit, Shields, Skeggs, Slaughter, Tyson, Underwood, Vaught, Walker of Marengo, Walker of

Montgomery, Wimberly, Wright of Butler, Wright of Lee.

On motion of Mr. Brewer, the House adjourned until 3½ P. M.

EVENING SESSION, December 2, 1880.

The House met pursuant to adjournment.

Mr. Colleir, from the committee on local legislation, reported favorably to the bill—

s. 61. To repeal an act to repeal section 1374, in article 1 of the Revised Code of Alabama, so far as relates to the counties of DeKalb, Covington, Russell, Cherokee, and Madison, approved April 19, 1873, so far as said act relates to the county of Russell.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beck, Bowdon, Bulger, Bradford, Brewer, Brown of Tuscaloosa, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Antauga, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nowlin, Owens, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 82. To prevent the running at large of stock in certain parts of Dallas county.

The amendment was adopted.

Mr. Billingslea offered an amendment, which was adopted, and the bill was read the third time, and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beck, Betts, Billingslea, Bulger, Bradford, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Lane, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Nowlin, Owens, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields,

Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 268. To provide a fund for the payment of witnesses in State cases for the State, and all officers in State cases, in Jackson county, and prescribe their compensation.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beck, Betts, Billingslea, Bulger, Bradford, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Maddox, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 380. To authorize the county commissioners of Mobile county to create an office of log, lumber and timber inspection and measurement for the county of Mobile, and to provide rules for the measurement of logs, lumber and timber.

Mr. Smith moved to amend, by including Baldwin in the provisions of the bill. Adopted.

The bill was read the third time and passed—yeas 73, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Langdon, Lary, Maddox, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith,

Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nay—Johnson of Blount—1.

Also, from same committee, reported favorably to the bill—

H. B. 85. To authorize the commissioners court of Calhoun county to lay off said county into four commissioners' districts.

The bill was read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Collier, Cowart, Cunningham, Davidson, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Long, Maddox, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from the same committee, reported a substitute for the bill—

H. B. 181. For the appointment of an inspector and gauger of naval stores for the counties of Baldwin and Washington.

The substitute was adopted, and the bill read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Patton, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas.

Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably, with an amendment, to the bill—

H. B. 203. To prevent camp hunting in the county of Monroe.

Amend, by adding the county of Covington.

On motion of Mr. Owens, the amendment was laid on the table.

The bill was read the third time and passed—yeas 56, nays 14.

Yeas—Messrs. Speaker, Austill, Barnett, Beard, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Camp, Collier, Cowart, Dement, Donoho, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Nettles, Owens, Patton, Pickens, Pound, Powell, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Armstrong, Avery, Bowdon, Cooley, Clark, Grayson, Head, Long, Newsom, Renfro, Taylor, Underwood and Walker of Montgomery.

Mr. Johnson of Blount called up his motion to re-consider the vote by which the bill—

H. B. 224. For the protection of lands and crops in Bullock county;

Was passed on yesterday.

It was re-considered; also, the vote passing it to a third reading was re-considered.

Mr. Powell moved to amend, by striking out one dollar, and inserting fifty cents; also, strike out fifty cents, and insert twenty-five cents. Adopted.

Mr. Barnett moved to add—

Provided, The provisions and penalties of this act shall not apply to any stock from the county of Pike crossing over where there is no line fence.

Mr. Brown moved to amend the amendment, by including Russell county;

Which was adopted, and the amendment, as amended, was adopted, and the bill was read the third time and passed—yeas 61, nays 8.

Yeas—Messrs. Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Langdon, Lary, Milner, Morrisette, Newhom, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Clark, Hogue, Lane, Martin, McCullough, Newman, Patton, Renfro.

Mr. Collier, from same committee, reported adversely to the bill—

n. b. 118. To authorize the voters of Crenshaw county to elect a prosecuting attorney for the county court, and to provide his compensation ;

Which was concurred in.

Also, reported adversely to the bill—

n. b. 80. To repeal section 4291 of the Code, so far as Crenshaw and Covington counties are concerned ;

Which was concurred in.

Mr. Powell moved that the committee on temperance be allowed to make a report.

Mr. Clark moved to lay the motion on the table. Lost—and the motion of Mr. Powell was lost.

Mr. Collier, from committee on local legislation, reported favorably to the bill—

n. b. 356. To authorize the commissioners court of Talladega county to lay off said county into four commissioners' districts ;

The bill was read the third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Callaway, Camp, Collier, Cooley, Cowart, Clark, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Langdon,

Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Newman, Newsom, Nettles, Patton, Pickens, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Collier, from same committee, reported adversely to the bill—

H. B. 288. To amend section 5063 of the Code, so far as it relates to Clay county.

Mr. Newsom moved that the House do not concur; agreed to, and the bill was read a third time and passed—yeas 64, nays 2.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Johnson of Autauga, Johnson of Blount, Lane, Langdon, Lary, Long, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead and Mason—2.

Mr. Collier, from same committee, reported adversely to the bill—

H. B. 263. To amend section 5049 of the Code, so far as the same relates to Clay county.

The House refused to concur in the report, and the bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lane, Langdon, Lary, Long, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Owens, Patton, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson,

Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

By leave, Mr. Powell, from the committee on temperance, reported favorably to the Senate bill—

s. 161. To prohibit the sale or giving away of any vinous, spirituous or malt liquors in the town of Dayton, Marengo county, or within six miles of said town.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austil, Avery, Beard, Beck, Betts, Billingslea, Bulger, Brassfield, Brown of Russell, Caffee, Camp, Collier, Cooley, Canningham, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Head, Johnson of Autauga, Lary, Long, Martin, Morrisette, Nelson, Newsom, Owens, Patton, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

By leave, bills were introduced as follows:

By Mr. Sharit (by request)—

H. B. 512. To prohibit the selling, bartering or exchanging of spirituous, vinous or malt liquors, or intoxicating biters, within two and a half miles of Alice Furnace, in Jefferson county, except within the corporate limits of the city of Birmingham;

By Mr. Waller—

H. B. 513. To amend section 3806 of the Code of Alabama;

By Mr. Mason—

H. B. 514. For the relief of W. C. Donovan, W. H. Boswell, A. Orso, H. M. Posey, J. Woodie Stone, W. C. Stribbling, Henry Ware, J. F. Hutchinson, and J. E. Reed, sureties on the bond of Z. T. Clements, late tax collector of Washington county;

By Mr. Renfro—

H. B. 515. To change the times of holding the several terms of the city court of Montgomery county;

By Mr. Morrisette—

H. B. 516. To confer jurisdiction on judges of probate, to order title to be made under verbal contracts for sale of lands,

where possession was taken under the same and money paid and the vendor is dead;

Also,

H. B. 517. For the relief of Isham Moore of Wilcox county;

By Mr. Patton (with petition and notice of publication)—

H. B. 518. For the relief of F. M. Hurn of the county of Lauderdale;

Which bills were severally read the first time, and ordered to a second reading on to-morrow.

On motion of Mr. Bowdon, the House adjourned until to-morrow morning, 9 $\frac{1}{2}$ o'clock.

HOUSE OF REPRESENTATIVES,

FRIDAY, December 3, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newson, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Leave of absence was granted Mr. Kent for two days, on account of sickness.

And for the same reason, leave was granted Messrs. Milner and Beck for one day.

Journal of yesterday was read and approved.

By leave, Mr. Waller offered the following resolution, which was adopted:

Resolved, That this House hold a morning and evening

session each day, Sundays excepted, until each committee shall have reported;

Also, offered the following, which was lost:

Resolved, That this house assemble each morning, Sundays excepted, at 9½ o'clock A. M., and adjourn at 2 P. M., to meet again at 3½ P. M.

SIGNING OF BILLS.

SENATE CHAMBER, December 3, 1880.

Mr. Speaker:

The president has signed the following Senate bills, and your signature to the same is requested:

s. 105. To authorize and empower the corporate authorities of the city of Troy, in Pike county, to compromise and arrange the present indebtedness of Troy, commonly known as the railroad or bonded indebtedness of Troy, by issuing and substituting new bonds for the present bonds, upon such terms and conditions as shall be agreed upon by and between the corporate authorities and the holders of said bonds;

s. 90. To amend an act to authorize the judge of the county court of Jackson county, and commissioners of roads and revenues, to perform certain duties therein named, approved January 25, 1845;

s. 3. To prevent the destruction of fish in the rivers and creeks in Bullock county, Alabama;

s. 86. To amend an act to authorize the commissioners court of Tuskaloosa county to build a bridge over Black Warrior river, to appoint trustees thereof, to issue and sell bonds of the county, and to secure said bonds by mortgage, approved December 4, 1871.

W. L. CLAY, Secretary.

And the Speaker, immediately after their titles had been publicly read, in the presence of the House, signed said bills.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., Dec. 3, 1880.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House:

H. B. 8. To extend the charter of the Mobile Savings Bank, and amend the provisions thereof;

H. B. 345. To cede to the United States, for a limited time, jurisdiction over the site for the erection of United States government buildings in the city of Montgomery;

H. B. 129. To amend sections 3462 and 3464 of the Code;

H. B. 57. To repeal so much of an act passed February 5, 1872, to prevent the selling of spirituous and vinous liquors within three miles of Liberty, Midway and Rehoboth churches, in beats 9 and 11, Montgomery county, as relates to Liberty church;

H. B. 53. To amend section 4169 of the Code of Alabama.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

BILLS ON SECOND READING.

The bills—

S. 82. To declare the county of Geneva a separate chancery district of the southern division, and to be numbered the 16th district, and to fix the time for holding the regular terms of the court, and also to provide for the hearing and disposal of cases in vacation;

H. B. 516. To confer jurisdiction on judges of probate to order titles to be made under verbal contracts for sale of lands, when possession was taken under the same, and money paid and the vender is dead;

H. B. 515. To change the times of holding the several terms of the city court of Montgomery county;

H. B. 513. To amend section 3806 of the Code of Alabama;

Were severally read second time, and referred to the committee on judiciary.

The bills—

H. B. 512. To prohibit the selling, bartering or exchanging of spirituous, vinous or malt liquors, or intoxicating biters, within two and a half miles of Alice Furnace, in Jefferson county, Alabama, except within the corporate limits of the city of Birmingham;

H. B. 518. For the relief of F. M. Hurn of the county of Landerdale;

H. B. 514. For the relief of W. C. Donovan, W. H. Boswell, A. Orso, H. M. Posey, J. Woodie Stone, W. C. Stribling, Henry Ware, J. F. Hutcheson, J. E. Reed, sureties on the bond of Z. T. Clements, late tax collector of Washington county;

s. 160. To lay off the county of Conecuh into four commissioners' districts;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 517. For the relief of Isham Moore of Wilcox county, Alabama;

s. 114. To amend section 71 of an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879, so far as the same relates to the counties of Washington, Clarke, Choctaw, Monroe, Escambia and Baldwin;

Were severally read the second time, and referred to the committee on education.

The bill—

s. 158. To make the fees of the officers of court of Sumter county, in certain criminal cases, receivable in payment of debts due said county for fines and forfeitures;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

s. 154. To amend section 1763 of the Code;

Was read the second time, and referred to the committee on corporations.

The bills—

s. 54. To amend section 1756 of the Code;

s. 56. To amend section 1760 of the Code;

s. 57. To amend section 1762 of the Code;

s. 55. To repeal section 1759 of the Code;

Were severally read the second time, and referred to the committee on commerce and common carriers.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, December 3, 1880.

Mr. Speaker:

The Senate has adopted the joint resolution to raise a joint special committee to which all the bills for the establishment of additional normal schools shall be referred.

Committee on part of the Senate, Messrs. Grant, McClellan and Musgrove;

And has refused to recede from its fourth amendment to the following House bill:

H. B. 63. To amend sections seven, eight and twelve of

an act to incorporate the town of Dadeville, in Tallapoosa county, approved January 16, 1879;

And has adopted—

s. 231. Joint memorial of the General Assembly of Alabama to the Congress of the United States, praying for a grant of land to aid in the construction of the Tennessee and Warrior Rivers Railroad;

And ordered the same forthwith to the House without engrossment;

And has originated and passed the following bill, and ordered same forthwith to the House, without engrossment—

s. 175. To adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the “mayor, aldermen and common council of the city of Mobile,” which is recommended in the report of the “commissioners of Mobile,” made and laid before the General Assembly of Alabama on the 26th day of November, 1880, as provided in section sixteen (16) of an act of the General Assembly, entitled an act to vacate and annul the charter, and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation, approved February 11, 1879.

WM. L. CLAY, Secretary.

The Senate bill just received, whose title is set out in the foregoing message, was read once, and ordered to a second reading.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Wright of Butler—

H. B. 519. To require persons convicted in any of the courts of Butler county, where a fine is imposed, to pay such fine in money; and to require registration of county claims against fine and forfeiture fund;

By Mr. Collier—

H. B. 520. To prevent the working of convicts, other than those convicted in said county, in the county of Chilton;

By Mr. Hogue (by request)—

H. B. 521. In relation to the collection of taxes for the county of Jefferson for the tax year 1880;

By Mr. Dement—

H. B. 522. To prevent the sale or giving away of spirituous, vinous or malt liquors within three miles of corporate

limits of Elkmount, located in Limestone county, State of Alabama;

By Mr. Walker of Marengo—

H. B. 523. To better secure a proper width of bridges on public roads;

By Mr. Camp—

H. B. 524. To provide for the protection of justices of the peace, notaries public and constables in their fees;

By Mr. Austill—

H. B. 525. To amend sections 2475, 2482, 2493, 2494, 2528, 2597, 2568, 2575, 2577, 2614, 2634 of the Code of Alabama, and to prescribe the time within which estates of decedents must be settled;

By Mr. Camp—

H. B. 526. To provide for the registration of witness certificates against the fine and forfeiture fund of Marion county;

By Mr. Davidson—

H. B. 527. To prohibit the sale of spirituous, vinous or malt liquors in Radfordsville, Perryville and Oak Grove beats, in Perry county;

By Mr. Cowart—

H. B. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters, within three miles of Hepzibah Baptist church, in Pike county;

By Mr. Maddox—

H. B. 529. To repeal an act to prohibit the sale or giving away of spirituous, vinous or malt liquors within three and a half miles of the village of Ramer, in Montgomery county, and within two miles of Blue Grass Sulphur Springs, in St. Clair county, approved March, 28th, 1873, so far as relates to Blue Grass Springs, in St. Clair county;

By Mr. Taylor—

H. B. 530. For the relief of Talladega College, and the American Missionary Association;

By Mr. Sharit—

H. B. 531. To require tax assessors to list and assess certain property therein named;

By Mr. Callaway—

H. B. 532. For the relief of Abner Windham, in Dale county;

By Mr. Thomas—

H. B. 533. To increase the criminal jurisdiction of justices of the peace in the county of Chambers;

By Mr. Owens—

H. B. 534. To amend section 4133 of the Code;

By Mr. Welborn—

H. B. 535. To distribute information as to the agricultural, mineral and other resources of Alabama;

Which were severally read one time, and ordered to a second reading on to-morrow.

Mr. Bowdon presented a petition of the citizens of Conecuh county against abolishing the county court of said county; which was referred to the committee on local legislation.

Mr. Cowart, petition to prohibit the sale of spirituous liquors, &c., at Little Oak, Pike county, Alabama;

Also,

A petition from members of the Methodist church at Orion, Pike county, praying for a prohibitory law;

Which were referred to committee on temperance.

Mr. Greyson presented a petition of citizens of Madison county, against the bill requiring insurance companies to deposit \$25,000 in bonds;

Which was referred to the judiciary committee.

Mr. Nelson offered a resolution, instructing the committee on ways and means to inquire whether private corporation in this State pay the amount of taxes they ought to pay; which was adopted.

Mr. Brewer, from the special committee, reported a substitute for the bill—

H. B. 499. Authorizing and requiring the tax collector of Jefferson county to collect all unpaid taxes in said county for the years 1878 and 1879.

The substitute was adopted, the bill read the third time and passed, and ordered forthwith to the Senate—yeas 74, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beard, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Long, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Con-

Conch, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—74.

REPORTS FROM STANDING COMMITTEES.

Mr. Welborn, from the committee on accounts and claims, reported favorably to the bill—

H. B. 307. To pay T. W. Francis & Co., for the carpet on the floor of the House of Representatives.

The bill was read the third time and passed—yeas 65, nays 1.

Yeas—Messrs. Armstrong, Bankhead, Beard, Bowdon, Brassfield, Brown of Russell, Caffee, Calhoun, Callaway, Camp, Cooley, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Shields, Skeggs, Slaughter, Smith Taylor, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson, of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—65.

Nay—Mr. Hogue—1.

Also, from same committee, reported favorably to the bill—

H. B. 473. To pay Robert Hasson, Doorkeeper of the House, for certain articles furnished to the House, and for repairs.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bowdon, Bulger, Bradford, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Clark, Cleveland, Davidson, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nowlin, Owens, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught,

Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

By leave, Mr. Nelson, from the committee on corporations, reported favorably, with amendment, to the Senate bill—

s. 67. To incorporate the West Point Manufacturing Company.

Amend, by adding to section 5—"And it shall be the duty of said corporation, at all times, and it is hereby required, to keep an agent at its factory, which shall be considered the home office, in the county of Chambers, in this State, upon whom such process may be served; and in case of failure to carry out this requirement, such failure shall work a forfeiture of this charter; and said corporation is required to list for taxation its capital stock or shares, in whatever form the laws of Alabama may require the same to be taxed in said county of Chambers."

The amendment was adopted, and the bill read the third time and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—73.

Mr. Grayson, from the committee on counties and county boundaries, reported favorably to the bill—

H. B. 174. To amend an act approved December 31, 1868, so as to change the line between the counties of Russell and Barbour.

The bill was read the third time and lost—yeas 28, nays 37.

Yeas—Messrs. Avery, Barnett, Bradford, Brassfield, Brown of Russell, Dement, Donoho, Grayson, Hammond, Hogue, Kirkland, Lane, Lary, Long, Martin, Mason, Nettles, Nolen, Pickens, Pound, Ramsay, Slaughter, Thomas, Watts, Wright of Lee, Wright of Russell—28.

Nays—Messrs. Speaker, Austill, Bankhead, Beard, Betts,

Bowdon, Callaway, Camp, Collier, Cooley, Cowart, Davidson, Glover, Harris, Heacock, Head, Lanier, Langdon, McCullough, Nelson, Newsom, Nowlin, Powell, Renfro, Sanders, Sheldon, Skeggs, Taylor, Underwood, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee—37.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 192. To allow the qualified voters of Escambia county to locate the county site by ballot.

Amend. by adding: "And the place receiving the largest number of votes shall be declared the county site of said county."

The amendment was adopted.

The bill was read the third time and passed—yeas 63, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Gilmore, Glover, Grayson, Hammond, Heacock, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler—63.

Nay—Mr. Skeggs.

Also, from same committee, reported favorably, with amendment, to the Senate bill—

S. 52. To repeal an act to provide for an additional term of the circuit court for Madison county.

Amendment: strike out "1878," and insert "1875."

Adopted, and bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kirkland, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, New-

som, Nettles, Nolen, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee—66.

By leave—

Mr. Powell, from the committee on temperance, reported favorably to the Senate bill—

s. 130. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages, at or within five miles of the town of Centreville, Bibb county.

The bill was read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Austill, Armstrong, Bankhead, Barnett, Beard, Betts, Bowdon, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Nelson, Newman, Newsom, Nettles, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

By leave—

Mr. Foster, from the committee on commerce and common carriers, reported a substitute for the bill—

H. B. 171. For the organization of a railroad commission for the State of Alabama.

On motion of Mr. Foster, the further consideration of the report was postponed, and made the special order for Wednesday, 2d February, 1881, at 12 m., and for that hour from day to day until disposed of; and it was ordered that 300 copies of the substitute be printed.

By leave—

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 395. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters, within three miles of the school house known as the Academy building, near the village of Brooklyn, Conecuh county.

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Bowdon, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Blount, Kirkland, Lanier, Langdon, Long, Martin, Mason, McCullough, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Winuberry, Wright of Butler.

Also, from same committee, reported favorably to the bill—

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters in beat No. 2, known as Russellville beat, Franklin county.

The bill was read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Armstrong, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Lanier, Langdon, Long, Maddox, Mason, Milner, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Winuberry, Wright of Butler, Wright of Lee—68.

Mr. Powell, from the same committee, reported favorably to the bill—

H. B. 294. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, within three miles of the churches and academy at Brundidge, Alabama.

The bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett,

Beard, Bowdon, Bulger, Bradford, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Clark, Cleveland, Davidson, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—63.

Mr. Hogue moved that the bill, n. b. 428, be made special order for 1 p. m. to-day. Agreed to.

Mr. Taylor, from the committee on public buildings and institutions, reported favorably to the Senate bill—

s. 35. To secure the humane treatment of prisoners.

The bill was read the third time and passed—yeas 58, nays 1.

Yeas—Messrs. Speaker, Anstill, Avery, Barnett, Beard, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Clark, Cleveland, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Kirkland, Lanier, Langdon, Long, Martin, McCullough, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Renfro, Sheldon, Shields, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—58.

Nay—Mr. Maddox—1.

Also, from the same committee, reported favorably to the bill—

n. b. 246. To provide for the supervision of the public health, &c.

On motion of Mr. Foster, further consideration of the bill was postponed, and made the special order for next Monday, 12 m.

Also, from the same committee, reported favorably to the bill—

n. b. 444. To amend section 141 of the Code;

Providing for the distribution of public documents to the State University, the A. & M. College, and Alabama Institute for the Deaf, Dumb and Blind.

The bill was read the third and passed—yeas 52, nays 2.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Barnett, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Cooley, Cowart, Clark, Cleveland, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nolen, Nowlin, Owens, Ponder, Powell, Sheldon, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—52.

Nays—Messrs. Beard and Newman—2.

Mr. Taylor submitted the following report of committee on

PUBLIC BUILDINGS AND INSTITUTIONS:

The committee on *public buildings and institutions*, to whom was referred the resolution looking to the expediency of providing a "cloak room" and other arrangements for the convenience of the members of this House, have the honor to report that they have inquired into the matter, and find it inexpedient to provide a cloak room, as suggested by the resolution, but recommend instead thereof, to hang, or put up ornamental *hat and cloak racks* around the inner walls of this hall, for the use of its members.

They further recommend that suitable arrangements be made in the small room in the northwest corner of this hall for the convenience of members by the erection of two urinals with conducting pipes complete, and beg to report the following resolution:

Resolved, That the keeper of the capitol be, and he is, hereby required to carry the foregoing plans and recommendations into execution and completion during the approaching recess of this General Assembly.

W. TAYLOR, Chairman.

The report was adopted.

The Senate joint resolution raising a joint committee to which all bills establishing normal schools shall be referred;

Was taken up.

Mr. Foster moved to amend, "excepting bills that have already passed either House."

On motion of Mr. Waller, the joint resolution was laid on the table.

By leave, Mr. Waller, from special committee, reported favorably to the bill—

H. B. 497. To relieve Percy Hairston of Greene county, of the disabilities of non-age.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Hammond, Harris, Head, Hogue, Johnson of Blount, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Nelson, Newman, Newsom, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Slaughter, Smith, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wimberly, Wright of Lee, Wright of Russell—62.

Mr Lary, from the committee on the penitentiary, reported favorably to the bill—

H. B. 185. To amend section 3 of an act to amend sections 4465, 4475 and 4481 of the Code, approved February 13, 1879.

The bill was read the third time and passed—yeas 58, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Callaway, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lary, Long, Maddox, Mason, McCullough, Newman, Newsom, Nowlin, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—58.

Nay—Mr. Skeggs—1.

Mr. Cowart, from the committee on public printing, reported favorably to the bill—

H. B. 215. To provide for the binding of the reports of the census enumerators.

The bill was read the third time and passed—yeas 57, nays 17.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Callaway, Cooley, Cowart, Cunningham, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gil-

more, Glover, Hammond, Harris, Lane, Long, Martin, Mason, McCullough, Nowlin, Owens, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—57.

Nays—Messrs. Bankhead, Betts, Camp, Collier, Heacock, Head, Hogue, Johnson of Antauga, Lanier, Maddox, Nelson, Newman, Newsom, Nowlin, Patton Shields, Skeggs—17.

The hour of 1 p. m. having arrived, the House proceeded to the consideration of the special order, viz: the bill—

H. B. 418. To authorize probate judges to order elections in certain cases, &c.

The question pending, being the amendments of Mr. Nowlin—

Mr. Robinson of Jackson moved to lay the bill and amendments on the table.

Lost—yeas 34, nays 50.

Yeas—Messrs. Armstrong, Avery, Betts, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Clark, Cleveland, Donoho, Foster, Gilmore, Glover, Hammond, Head, Lanier, Langdon, Newman, Newsom, Nolen, Pickens, Pound, Ramsay, Robinson of Jackson, Sharit, Shields, Skeggs, Smith, Thomas, Vaught, Walker of Montgomery, White, Wilson of Chambers, Wright of Russell—34.

Nays—Messrs. Speaker, Austill, Bankhead, Bowdon, Bulger, Bradford, Callaway, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Floyd, Harris, Heacock, Hogue, Johnson of Blount, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nettles, Nowlin, Owens, Patton, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Slaughter, Taylor, Tyson, Underwood, Waller, Walker of Marengo, Watts, Welborn, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—50.

Pending the consideration of the bill, on motion of Mr. Foster, the House adjourned until 3½ p. m.

EVENING SESSION.

DECEMBER 3, 1880.

The House met pursuant to adjournment.

Mr. Bulger moved that the regular order of business, viz: reports of standing committees, be suspended, in order to take up the bill—

H. B. 428. To authorize probate judges to order elections in certain cases to determine whether spirituous, vinous or malt liquors, shall be sold, &c. Agreed to.

The amendment exempting certain counties being first considered;

Amendments were offered to exclude the counties of Coosa, Bibb, Butler, Wilcox, Russell, Montgomery, Pickens, Morgan, Jefferson, Cherokee, Jackson, Marion, Randolph, Cleburne, Lawrence.

Mr. White moved to lay the bill and amendment on the table.

Lost—yeas 25, nays 38.

Yeas—Messrs. Speaker, Avery, Beard, Betts, Billingslea, Brassfield, Brooks of Macon, Brown of Russell, Callaway, Cooley, Foster, Glover Grayson, Heacock, Head, Lanier, Martin, Newman, Newsom, Nolen, Patton, Pickens, Pound, Robinson of Jackson, Skeggs, Smith, Vanght, Waller, Walker of Montgomery, White, Wright of Butler, Wright of Russell.

Nays—Messrs. Austill, Bankhead, Barnett, Bulger, Caffee Camp, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Hammond, Harris, Hogue, Kirkland, Lane, Lary, Long, McCullough, Nelson, Nettles, Nowlin, Owens, Powell, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Slaughter, Taylor, Thomas, Watts, Wilson of Shelby, Wright of Lee—38.

Mr. McCullough moved to lay the amendment exempting Montgomery county on the table. Lost—yeas 16, nays 61.

Yeas—Messrs. Callaway, Cooley, Cowart, Hogue, Kirkland, Lary, Long, McCullough, Owens, Renfro, Robinson of Conecuh, Sanders, Tyson, Watts—16.

Nays—Messrs. Speaker, Anstall, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Johnson of Autauga, Lane, Lanier, Langdon, Martin, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Thomas, Underwood, Vanght, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—61.

Mr. Tyson moved to lay the amendment, exempting certain counties, on the table. Lost—yeas 25, nays 50.

Yeas—Messrs. Armstrong, Barnett, Callaway, Cooley, Cowart, Cunningham, Davidson, Harris, Hogue, Lane, Lary, Long, Maddox, McCullough, Owens, Patton, Powell, Sanders, Tyson, Underwood, Watts, Welborn, White, Wright of Lee—25.

Nays—Messrs. Speaker, Austill, Avery, Beard, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Collier, Clark, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Johnson of Autauga, Johnson of Blount, Lanier, Langdon, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pound, Ramsay, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wright of Butler, Wright of Russell—50.

Mr. Hogue moved to adjourn until to-morrow morning at half past 9 o'clock. Lost.

Mr. Johnson of Blount moved to indefinitely postpone the further consideration of the bill. Carried—yeas 46. nays 34.

Yeas—Messrs. Speaker, Avery, Barnett, Betts, Billingslea, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Camp, Collier, Clark, Donoho, Foster, Glover, Grayson, Hammond, Heacock, Head, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Langdon, Martin, Nelson, Newman, Newsom, Patton, Pickens, Pound, Ramsay, Sowell, Sharit, Shields, Skeggs, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—46.

Nays—Messrs. Anstill, Armstrong, Bowdon, Bulger, Callaway, Cooley, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Harris, Hogue, Kirkland, Lary, Long, Maddox, Nolen, Nowlin, Owens, Powell, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Slaughter, Smith, Underwood, Watts, Welborn, Wright of Lee—34.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 3, 1880.

Mr. Speaker :

The Senate has originated and passed the following bill, and ordered the same forthwith to the House, without engrossment :

s. 176. To provide for the election of the officers who shall constitute the "Mobile Police Board of the Port of

Mobile," from and after the first Monday of March, 1882; to fix their terms of office, and to provide for the more effectual government of the port of Mobile.

WM. L. CLAY, Secretary.

The Senate bill, just received, was read once, and ordered to a second reading on to-morrow.

On motion of Mr. White, the House adjourned till to-morrow morning at 9:30 o'clock.

HOUSE OF REPRESENTATIVES,

SATURDAY, Dec. 4, 1880.

The House met pursuant to adjournment.

Prayer by Mr. Callaway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimerly, Wright of Butler, Wright of Russell—84.

Leave of absence was granted to Messrs. Wright of Lee, Beck, Morrisette, and Milner, on account of sickness.

The Journal of yesterday was read and approved.

SIGNING OF HOUSE BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, immediately after their titles had been publicly read, signed said bills:

H. B. 230. To amend section 2 of an act to provide a fund for the payment of witnesses for the State in the circuit

court of Dallas county, and city court of Selma, and to prescribe their compensation, approved February 13, 1879 ;

H. B. 220. To prohibit the sale or giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within ten miles of the town of Woodstock, Bibb county, Alabama ;

H. B. 70. To amend an act to amend section 153 of the Code of Alabama, approved February 13, 1879.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, December 4, 1880.

Mr. Speaker :

The President of the Senate has signed the following bills, and your signature to the same is requested :

s. 13. An act to amend an act to incorporate the Gulf Mining Company, approved Feb. 23, 1876 ;

s. 161. An act to prohibit the sale, or giving away, of any vinous, spirituous or malt liquors in the town of Dayton, Marengo county, or within six miles of said town ;

s. 61. An act to repeal an act to repeal section 1374, in article 1, of the Revised Code of Alabama, so far as relates to the counties of DeKalb, Covington, Russell, Cherokee and Madison, approved April 19, 1873, so far as said act relates to the county of Russell.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bill—

H. B. 520. To prevent the working of convicts other than those convicted in said county, in the county of Chilton ;

Was read the second time, and referred to the committee on penitentiary.

The bills—

H. B. 525. To amend sections 2475, 2482, 2493, 2494, 2528, 2597, 2568, 2575, 2577, 2614, 2634 of the Code, and to prescribe the time within which estates of decedents must be settled ;

H. B. 533. To increase the criminal jurisdiction of justices of the peace in the county of Chambers ;

H. B. 534. To amend section 4133 of the Code ;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 521. In relation to the collection of taxes for the county of Jefferson, for the tax year 1880;

H. B. 531. To require tax assessors to list and assess certain property therein named;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 527. To prohibit the sale of spirituous, vinous or malt liquors in Radfordsville, Perryville, and Oak Grove beats, in Perry county;

H. B. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters, within three miles of Hepzibah Baptist Church, Pike county;

H. B. 529. To repeal an act to prohibit the sale, or giving away of spirituous, vinous, or malt liquors within three and a half miles of the village of Ramer, in Montgomery county, and within two miles of Blue Grass Sulphur Springs, in St. Clair county, approved March 28, 1873, so far as relates to Blue Grass Sulphur Springs, in St. Clair county;

H. B. 522. To prevent the selling, or giving away of spirituous, vinous, or malt liquors within three miles of corporate limits of Elkmont, located in Limestone county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 526. To provide for the registration of witnesses' certificates against the fine and forfeiture fund of Marion county;

H. B. 532. For the relief of Abner Windham, of Dale county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 524. To provide for the protection of justices of the peace, notaries public and constables, in their fees;

H. B. 519. To require persons convicted in any of the courts of Butler county, where a fine is imposed to pay such fine in money, and to require registration of county claims against fine and forfeiture fund;

Were severally read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 523. To better secure a proper width of bridges on public roads;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 530. For the relief of Talladega College, and the American Missionary Association;

Was read the second time, and referred to the committee on public buildings and institutions.

The bill—

H. B. 535. To distribute information as to the agricultural, mineral and other resources of Alabama;

Was read the second time, and referred to the committee on commerce and common carriers.

The Senate bills—

S. 175. To adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the Mayor, Aldermen and Common Council of the city of Mobile, &c.;

S. 176. To provide for the election of the officers, who shall constitute the Mobile Police Board of Mobile, from and after the first Monday of March, 1882; and to fix their terms of office, and to provide for the more effectual government of the port of Mobile.

Were severally read the second time, and referred to a special committee, consisting of the members from Mobile.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Wimberly—

H. B. 536. To fix the times when the civil and criminal business in the circuit court of Butler county shall be fixed;

By Mr. Glover—

H. B. 537. To repeal section 4202 of the Code, so far as it relates to Bladon Springs, Choctaw county, and within one mile of the Bladon Springs hotel.

By Mr. Owens—

H. B. 538. To require vendors of fruit trees and ornamental shrubbery to pay a license tax for all trees and shrubbery sold from any nursery outside of the State;

Also,

H. B. 539. To repeal section 1676 of the Code;

Also,

H. B. 540. To punish guardians, executors and adminis-

trators for embezzling the property of the estates they represent;

By Mr. Cooley—

H. B. 541. To declare the Choctawhatchie river a lawful fence, from where it crosses the line between the counties of Dale and Geneva, to where it crosses the line between the State, of Alabama and Florida;

By Mr. Betts—

H. B. 542. To amend section 3866 of the Code;

By Mr. Skeggs—

H. B. 543. For the relief of S. M. Smith, late tax collector of Morgan county, and Jasper N. Wade, John A. Lile, and J. Council Baker, sureties on his official bond;

Also,

H. B. 544. Declaring threats to kill a human being, or to do bodily harm to the person of another, or to destroy or injure the property of another, a misdemeanor;

By Mr. Beard—

H. B. 545. To amend section 3058 of the Code;

By Mr. Maddox—

H. B. 546. To amend an act to amend section 5030 of the Code, approved February 13, 1879;

By Mr. Maddox—

H. B. 546. To amend an act to amend section 5030 of the Code, approved February 13, 1879;

By Mr. Callaway—

H. B. 547. To prohibit the sale of spirituous, vinous or malt liquors, within one mile of Skipperville Academy, Dale county;

By Mr. Slaughter—

H. B. 548. To incorporate the East Tallassee Bridge Company;

By Mr. Watts (by request)—

H. B. 549. To authorize and require Butler county to refund to Conecuh and Escambia counties the mileage and per diem, of special jurors summoned in the case of Rachel Williams, and Lewis Ashford, and Solomon Murphy, paid by Conecuh and Escambia counties respectively;

Which bills were severally read the first time, and ordered to a second reading on to-morrow.

Mr. Collier offered a joint resolution, raising a joint committee on the constitutional provisions in regard to exempted property;

Which was read and adopted.

Committee, Messrs. Collier, Austill, Shields.

Mr. Waller offered the following resolution, which was adopted :

Resolved, That the committee on fees and salaries be required to report, whether or not a member of this House is entitled to his per diem for such days as he may be absent, with or without leave, and that said committee may report on this resolution at any time.

Mr. Renfro presented petition of citizens and tax payers of Montgomery county, against the creation of a county solicitorship for said county ;

Which was referred to the judiciary committee.

Mr. Sharit presented petition of citizens of Jefferson county, asking for a prohibitory law, extending two and a half miles of the Alice Furnace, except within the corporate limits of Birmingham.

SENATE BUSINESS.

The Senate joint memorial to Congress—

s. 231, Praying for a grant of land to aid in the construction of the Tennessee and Warrior River, Railroad ;

Was read and adopted.

The Senate joint resolution requesting the Governor to inquire into practicability of using a portion of the penitentiary for the incurable insane ;

Was, on motion of Mr. Foster, referred to the special committee to which was referred certain bills on same subject.

SENATE CHAMBER, Dec. 4, 1880.

Mr. Speaker :

The Senate has passed without amendment the following House bills :

H. B. 255. To authorize the mayor and aldermen of the city of Tuskaloosa to license auctioneers ;

H. B. 163. To amend section 669 of the Code of Alabama ;
And has concurred in the House amendment to the following Senate bill :

s. 67. To incorporate the West Point Manufacturing Company.

WM. L. CLAY, Secretary.

REPORTS FROM STANDING COMMITTEES.

Mr. Walker of Marengo, from committee on public roads and highways, reported favorably to the bill—

H. B. 463. To require notice to parties interested, when application is made for opening a new or changing an old road.

The bill was read the third time and passed—yeas 62, nays 2.

Yeas.—Messrs. Speaker, Armstrong, Avery, Bankhead, Beard, Betts, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Callaway, Camp, Cowart, Cunningham, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell—62.

Nays.—Messrs. Brown of Russell and Nolen.

Also, from same committee, favorably to the bill—

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads in Montgomery county;

The bill was read third time and passed—yeas 65, nays 0.

Yeas.—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beard, Betts, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Long, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 326. To authorize the construction of booms in the Conecuh river, for the safe keeping of lumber, logs and timbers.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas.—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Betts, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Callaway, Camp, Collier, Cooley, Cowart,

Cunningham, Clark, Cleveland, Dement, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Pound, Powell, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell.

By leave, Mr. Foster, from committee on commerce and common carriers, reported favorably to the bill—

H. B. 409. To prohibit the running of freight trains on Sundays.

Mr. Hogue moved to amend, by inserting "and excursion trains."

Mr. Cleveland moved to postpone the further consideration of the bill until February 3d, 1881; which was lost.

Mr. Langdon called for the previous question.

The call was sustained; and the vote being first taken on the amendment of Mr. Hogue; it was lost.

And the bill was read the third time and passed—yeas 68, nays 13.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Lary, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler—68.

Nays—Bankhead, Cleveland, Lane, Langdon, Long, Mason, Pickens, Pound, Robinson of Jackson, Sheldon, Smith, Taylor, White.

Mr. Grayson moved to re-consider the vote by which the bill passed.

Mr. Foster moved to lay the motion on the table. Carried.

Mr. Brooks of Macon, from the committee on fees and salaries, reported favorably to the bill—

H. B. 393. To allow the sheriff of Coffee county the same fees as sheriffs are allowed in circuit courts, when he performs the duties of constable or marshal.

On motion of Mr. Wilson of Shelby, the bill was re-committed to the committee with instructions to bring in a general bill.

Mr. Brooks, from same committee, also reported favorably to the bill—

H. B. 303. To authorize and require the auditor to audit and allow the accounts of sheriffs, who were in office July 31, 1879, for certain fees in criminal cases, where there was a jury and verdict of not guilty.

The bill was read the third time and lost—yeas 35, nays 37.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Brassfield, Brooks of Macon, Brown of Russell, Camp, Cunningham, Clark, Donoho, Harris, Heacock, Kirkland, Maddox, Martin, Mason, Nolen, Owens, Pickens, POUND, Powell, Renfro, Sanders, Sowell, Sheldon Smith, Waller, Watts, White, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Beard, Betts, Bulger, Bradford, Brewer, Caffee, Collier, Cleveland, Davidson, Dement, Foster, Floyd, Gilmore, Grayson, Hammond, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Lary, Long, Newsom, Nowlin, Ramsay, Robinson of Jackson, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Wilson of Chambers.

Mr. Brooks, from same committee, reported a substitute for the bill—

H. B. 20. To regulate the fees of registers in chancery.

On motion of Mr. Hogue, the further consideration of the report was postponed until Friday, the fourth day of February, 1881, at 12 o'clock, and made the special order for that hour.

Mr. Brooks, from same committee, made the following report:

The committee on fees and salaries, to whom was referred the resolution to inquire whether members absent from the House are entitled to per diem, beg leave to report that they have duly considered the matter, and report the follow-

ing conclusions, deduced from the laws of the State and the practices of the General Assembly :

A member who is not sick, and who absents himself from the House without leave, is not entitled to pay.

A member who is absent from sickness, or who has leave from the House to be absent, is entitled to pay.

A. L. BROOKS, Chairman.

The report was adopted.

SPECIAL ORDER.

The hour of 12 having arrived, the special order, viz: the bill—

H. B. 427. To amend section 360 of the Code of Alabama ;
Was taken up.

Mr. Waller moved the further consideration of the bill be postponed for one-half hour. Agreed to.

Mr. Patton moved that the Senate resolution raising a joint committee to which all bills in regard to the establishing of normal schools shall be referred, be taken from the table.

The motion was lost.

The House resumed the consideration of the bill—

H. B. 427. To amend section 360 of the Code.

Amendments were offered by Mr. Wilson of Shelby.

Pending its consideration,

Mr. Hogue moved that the vote adopting the resolution providing for two sessions a day, be re-considered. Which was carried.

Pending the consideration of the resolution,

On motion of Mr. Hogue, the House adjourned until Monday morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, December 6, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson

of Blomnt, Kent, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—81.

On motion of Mr. Powell, the reading of the Journal of Saturday was dispensed with;

Leave of absence was granted Mr. Wimberly, for the days absent before recess, on account of sickness in his family; also, leave for to-day to Messrs. Morrisette, Milner, Wright of Lee and Billingslea.

SIGNING OF BILLS.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 163. To amend section 669 of the Code of Alabama;

H. B. 255. To authorize the mayor and aldermen of the city of Tuskaloosa to license auctioneers.

SENATE CHAMBER, Dec. 6, 1880.

Mr. Speaker:

The President of the Senate has signed the following bills, and your signature to the same is requested:

s. 67. To incorporate the West Point Manufacturing Company;

s. 130. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages, at or within five miles of the town of Centerville, in Bibb county;

s. 52. To repeal an act to provide for an additional term of the circuit court for Madison county;

s. 35. To secure the humane treatment of prisoners.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bills—

H. B. 536. To fix the times when the civil and criminal business in the circuit court of Butler county shall be fixed;

H. B. 539. To repeal section 1676 of the Code of Alabama;

H. B. 540. To punish guardians, executors and administrators for embezzling the property of the estate, they represent;

H. B. 542. To amend section 3866 of the Code;

H. B. 544. Declaring threats to kill a human being, or to do bodily harm to the person of another, or to destroy or injure the property of another, a misdemeanor;

H. B. 545. To amend section 3058 of the Code of Alabama;

H. B. 546. To amend an act entitled an act to amend section 5030 (3517) of the Code of Alabama approved February 13, 1879;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 543. For the relief of S. M. Smith, late tax collector of Morgan county, and Jasper N. Wade, John A. Lile and J. Council Baker, sureties on his official bond;

H. B. 541. To declare the Choctawhatchee river a lawful fence, from where it crosses the line between the counties of Dale and Geneva, to where it crosses the line between the States of Alabama and Florida;

H. B. 537. To repeal section 4202 of the Code of 1876, so far as it relates to Bladon Springs, Choctaw county, and within one mile of the Bladon Springs hotel;

H. B. 549. To authorize and require Butler county to refund to Conecuh and Escambia counties, the mileage and per diem of special jurors summoned in the cases of Rachael Williams and Lewis Ashford and Solomon Murphy, paid by Conecuh and Escambia counties respectively;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 548. To incorporate the East Tallassee Bridge Company;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 547. To prohibit the sale of spirituous, vinous, or malt liquors within one mile of Skipperville Academy, Dale county;

Was read the second time, and referred to the committee on temperance.

The bill—

H. B. 538. To require vendors of fruit trees and ornamental shrubbery, to pay a license tax for all trees and shrubbery sold from any nursery outside of the State of Alabama;

Was read the second time, and referred to the committee on agriculture.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, December 6, 1880.

Mr. Speaker:

The Senate has originated and passed the following bill, and ordered the same forthwith to the House, without engrossment:

s. 206. To amend an act to amend section 1373 of the Code, approved January 20, 1879;

And has passed the House bill—

H. B. 499. Authorizing and requiring the tax collector of Jefferson county to collect all unpaid taxes in said county for the years 1878 and 1879.

The Senate has originated and passed the following bills:

s. 164. To require mortgages of personal property to be in writing;

s. 144. To regulate the decision of causes in the Supreme Court;

s. 106. To amend section 4325 (3691) of the Code;

W. L. CLAY, Secretary.

And the Senate bills just received, the titles of which are set out in the foregoing message, were severally read once, and ordered to a second reading.

By leave, Mr. Robinson of Jackson, from committee on local legislation, reported back to the House the bill H. B. 512;

And asked its reference to temperance committee; and it was so ordered.

Mr. Langdon, from the special committee, reported favorably to the bill—

s. 175. To adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation, known as the "mayor, aldermen and

common council of the city of Mobile," which is recommended in the report of the "commissioners of Mobile," and made and laid before the General Assembly of Alabama on the — day of —, as provided in section sixteen of an act of the General Assembly of Alabama, entitled an act to vacate and annul the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof, in discharge of the debts of said corporation, approved February 11, 1879.

The bill was read the third time and passed—yeas 74, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, McCullough, Newman, Newsom, Nolen, Nowlin, Owens, Pommd, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—74.

Also, from same committee, reported favorably to the bill—

s. 176. To provide for the election of the officers who shall constitute the "Mobile police board of the port of Mobile," from and after the first Monday of March, 1882; to fix their terms of office, and to provide for the more effectual government of the Port of Mobile.

The bill was read the third time and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuscaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Martin, McCullough, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Shel-

don, Sharit, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—69.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

s. 138. To prohibit the sale, giving away or otherwise disposing of spirituous liquors, or other intoxicating liquors, within certain prescribed limits, including Ebenezer church, in the county of Lawrence.

The bill was read the third time and passed—yeas 60, nays 5.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskalooza, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Long, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Shields, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers—60.

Nays—Messrs. Dement, Johnson of Blount, Martin, Pickens and Wright of Russell—5.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, December 6, 1880.

Mr. Speaker :

The Senate has adopted the following joint resolution, and ordered same forthwith to the House, without engrossment :

Resolved by the Senate, the House of Representatives concurring, That the State Superintendent of Education be authorized to require the State normal school at Florence to report to him, during recess, the present condition of said institution, a detailed statement of its operations since its establishment, together with the number of graduates who have engaged in teaching, and the length of time said graduates have taught ; also, the number of said graduates who are now engaged in teaching ; all of which shall be for the guidance of the General Assembly, in voting on the establishment of new normal schools.

The Senate has concurred in the House amendment to the following Senate bill:

s. 52. To repeal an act to provide for an additional term of the circuit court for Madison county;

And has adopted:

Joint resolution to constitute the committees on education of the Senate and House of Representatives a joint committee, to which all bills establishing additional normal schools in this State shall be referred.

WM. L. CLAY, Secretary.

The Senate joint resolutions, just received, whose titles are set out in the above message, were severally adopted.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., December 6, 1880.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House:

H. B. 230. To amend section 2 of "an act to provide a fund for the payment of witnesses for the State in the circuit court of Dallas county, and city court of Selma, and to prescribe their compensation," approved February 13, 1879;

H. B. 70. To amend an act to amend section 153 of the Code of Alabama, approved February 13, 1879;

H. B. 255. To authorize the mayor and Aldermen of the city of Tuscaloosa to license auctioneers;

H. B. 163. To amend section 669 of the Code of Alabama;

H. B. 220. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within ten miles of the town of Woodstock, Bibb county, Alabama.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business of yesterday, it being the bill—

H. B. 427. To amend section 360 of the Code.

Mr. Watts moved to postpone the further consideration of the bill until 1 p. m. to-day. Lost.

Mr. Betts offered a substitute for the bill.

Mr. Wilson of Shelby offered to amend the substitute, by

inserting after the word "failed," in the fourteenth line, the word "willfully;" also, to insert the same word in the second section after the word "parties." Adopted.

On motion of Mr. Brewer, the substitute was laid on the table.

Mr. Foster moved to amend the bill by striking out "one hundred," and inserting "ten per cent. for each month during which he may fail so to make such return after the date herein prescribed."

Mr. Wilson of Shelby moved to amend the amendment, by striking out "one hundred per cent." and inserting twenty-five per cent.;

Which, on motion of Mr. Foster, was laid on the table.

Mr. Watts called for a division of the question on Mr. Foster's amendment.

The question being first taken on striking out "one hundred per cent.," it was carried.

Mr. Robinson of Jackson offered an amendment to the amendment, to insert ten per centum, which penalty no one shall have authority to rebate.

Mr. Waller moved to lay Mr. Robinson's amendment on the table. Carried.

The amendment of Mr. Foster was adopted.

Mr. Waller moved to strike out the words "fifteenth day of May," and insert "first day of June." Adopted.

Mr. Nelson moved to amend, by striking out the word "fifty," in line twenty-five, and insert the word "ten." Adopted.

Also, to strike out the words "one thousand," in same line, and insert "two hundred." Adopted.

And to strike out the words, "and may also be imprisoned, not exceeding three months in the county jail, at the discretion of the court."

On motion of Mr. Foster, the amendment was laid on the table.

Mr. White offered the following amendment:

In the tenth line strike out "or out of it," and insert "or out of the State, when owned by any person domiciled within its limits." Adopted.

Mr. Glover offered the following amendment, which was lost:

In the twenty-fourth line strike out "shall make a false return," and insert "shall willfully make a false return."

Mr. Clark moved to amend, by inserting "willfully" in the fourteenth line before the word "fail."

Mr. Brown of Tuskaloosa moved to lay the amendment on the table. Lost.

And the amendment was lost.

Mr. Foster moved to amend, by inserting in the eighteenth line the words "for the same tax year." Adopted.

Mr. Bulger offered the following amendment, which was lost:

After the word "returned" in the fourteenth line, "upon personal demand made by the tax assessor."

Mr. Johnson of Blount moved to reconsider the vote by which Mr. Clark's amendment was lost.

Mr. White moved to lay the motion on the table. Carried.

Mr. Watts moved to amend by inserting after the word "property," in the twenty-second line, "and of such as is required in any capacity to be given in." Adopted.

Mr. Callaway called for the previous question; and it was ordered.

The bill was read the third time and passed—yeas 57, nays 26.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beard, Beck, Bowdon, Bradford, Brassfield, Brewer, Brooks, of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cleveland, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Hogue, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Nettles, Nowlin, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Skeggs, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wright of Butler, Wright of Russell.—57.

Nays—Messrs. Betts, Bulger, Cunningham, Clark, Demert, Glover, Grayson, Head, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lanier, Long, Nelson, Newman, Newsom, Nolen, Owens, Patton, Sharit, Shields, Slaughter, Taylor, Underwood and Wilson of Shelby.—26.

SPECIAL ORDER.

The special order for 12 M., the bill—

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics in the several counties of the State of Alabama;

Was taken up, and,

On motion of Mr. Brewer, the further consideration of the bill was postponed and made special order for Wednesday, the 2nd of February, 1881, at 12 M.

Mr. Brewer moved to suspend the regular order of business, to allow the committee on ways and means to report. The motion was lost.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State in the swamp and overflowed lands, and timber thereon.

The substitute was adopted, read the third time and passed—yeas 58, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Barnett, Beard, Betts, Bowdon, Bulger, Brassfield, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cleveland, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Kent, Kirkland, Lauier, Langdon, Lary, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Sanders, Smith, Taylor, Tyson, Thomas, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—58.

Nay—Mr. Underwood—1.

By leave, the regular order was suspended;

And Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 401. To amend subdivision 4 of section 362 of the Code.

The bill was read the third time.

Mr. Watts moved to postpone further consideration of the bill, and make it the special order for February 3rd, 1881, at 12 M. Lost.

The bill was passed—yeas 39, nays 35.

Yeas—Messrs. Betts, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Cowart, Clark, Cleveland, Donoho, Gilmore, Grayson, Hammond, Heacock, Hogue, Kirkland, Langdon, Maddox, Mason, Nelson, Newsom, Nettles, Nowlin, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Sharit, Skeggs, Slaughter, Thomas, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wright of Butler.—39.

Nays—Messrs. Anstill, Armstrong, Barnett, Beard, Beck, Brassfield, Callaway, Camp, Collier, Dement, Foster, Glover, Harris, Head, Johnson of Antauga, Johnson of Blount, Kent, Lane, Lanier, Lary, Long, McCullough, Nolen, Owens, Pound, Sanders, Sheldon, Shields, Smith, Taylor, Tyson, Underwood, Watts, Wilson of Shelby, Wright of Butler, Wright of Russell—35.

Also, from same committee, reported a substitute for the bill—

H. B. 13. To amend section 413 of the Code of Alabama.

Mr. Betts offered an amendment, which was adopted.

The substitute was adopted.

Mr. Watts offered an amendment, which was adopted.

The bill was then read the third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Cleveland, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler—67.

Also, from same committee, reported favorably to the bill—

H. B. 402. To amend section 376 of the Code.

Mr. Betts offered an amendment, which was adopted; and the bill was read the third time and passed—yeas 61, nays 11.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Callaway, Camp, Cooley, Cowart, Cunningham, Cleveland, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Hogue, Kent, Kirkland, Lane, Langdon, Lary, Long, Martin, Mason, McCullough, Nelson, Nowlin, Owens, Pound, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Taylor, Thomas,

Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler—61.

Nays—Messrs. Bankhead, Collier, Hammond, Head, Maddox, Newsom, Nolen, Patton, Pickens, Shields, Underwood—11.

Also, from the same committee, reported favorably to the bill—

H. B. 462. To amend section 371 of the Code.

The bill was read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nowlin, Owens, Patton, Pickens, Pound, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler.

Also, from the same committee, reported favorably to the bill—

H. B. 407. To provide for taxing the shares of the capital stock of national banking associations.

The bill was read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Glover, Hammond, Harris, Heacock, Hogue, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Newman, Newsom, Nolen, Nowlin, Patton, Pound, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—68.

Also, from same committee, reported favorably to the bill—

H. B. 472. To provide for the collection of a license tax from individuals, railroad companies, or other corporations doing an express business on the railroads of this State.

Mr. Clark moved to insert one thousand dollars, instead two thousand dollars.

Mr Waller moved to lay the amendment on the table. Carried.

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nowlin, Owens, Patton, Pickens, Pound, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler.

Also, from same committee, reported favorably to the bill—

H. B. 521. In relation to the collection of taxes for the county of Jefferson, for the tax year 1880.

The bill was read the third time and passed—yeas 74, nays 0.

Yeas—Messrs. Speaker, Anstill, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Patton, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell.

By leave—

Mr. Hammond, from the committee on education, reported favorably to the bill—

H. B. 425. To form a separate school district out of parts of townships 19 and 20, range 1, East, Shelby county.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Camp, Cooley, Cunningham, Cleveland, Dement, Donoho, Floyd, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kent, Langdon, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Nolen, Nowlin, Owens, Patton, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Slaughter, Smith, Taylor, Thomas, Underwood, Vaight, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler.

Also, from same committee, reported favorably to the bill—

H. B. 368. To form a separate school district out of that portion of township 7, range 20, Coffee county, lying east of Big creek.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Camp, Cunningham, Clark, Donoho, Floyd, Grayson, Hammond, Harris, Johnson of Blount, Kent, Langdon, Mason, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler.

Mr. Nelson arose to a question of personal privilege, and stated that inasmuch as he was pecuniarily interested in the bill—

H. B. 407. To provide for taxing the shares of the capital stock of national banking associations;

He desired to be excused from voting on the passage of same.

On account of sickness in his family, leave of absence was granted Mr. Johnson of Autauga until after the recess.

By leave, the following bills were introduced:

By Mr. Wilson of Shelby—

H. B. 550. To change the boundary line between the counties of Shelby and Chilton;

By Mr. Owens—

H. B. 551. To amend section 1630 of the Code of Alabama;

Also,

H. B. 552. To repeal act No. 141 of the General Assembly of Alabama of 1878 and 1879, to provide for the conveyance of convicts to the penitentiary;

By Mr. Lary—

H. B. 553. To regulate the taking of bonds of guardians, &c.;

By Mr. Welborn—

H. B. 554. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within four miles of Liberty Chapel church, in beat 13, in Barbour county;

By Mr. Cowart—

H. B. 555. To amend section 3286 of the Code;

By Mr. Cowart—

H. B. 556. To prohibit the sale, or otherwise disposing of intoxicating liquors within one and a half miles of Good Hope church, in the county of Pike;

By Mr. Nettles (by request)—

H. B. 557. To repeal the act to prevent the sale of spirituous, vinous, or malt liquors within three miles of McKenzie church, approved March 18, 1875;

By Mr. Lanier—

H. B. 558. To regulate the weighing of cotton in Huntsville, and at other points in Madison county, Alabama;

By Mr. Nowlin—

H. B. 559. To amend sections 3602, 3604, 3605, 3608, 3615, 3620, 3623, 3625, 3655 and 3657, and to repeal 3656 of the Code;

By Mr. Johnson of Antanga—

H. B. 560. To prohibit the sale, gift, or barter of intoxicating liquors within four miles of Harmony Baptist church, in the county of Antanga;

By Mr. Johnson of Blount—

H. B. 561. To amend section 1544 of the Code of Alabama;

By Mr. Wilson of Shelby (with evidence of notice of publication)—

H. B. 562. To change the county line between the counties of Bibb and Shelby;

By Mr. Brooks of Macon—

H. B. 563. To repeal an act approved 28th March, 1873, to prohibit the sale, &c., of liquors within one and one-half miles of a Methodist church in township 16, range 21, known as White church, Macon county, so far as the same relates to Macon county;

By Mr. Collier (with petitions, &c.,)—

H. B. 564. To prohibit the sale, giving away, barter, or exchanging of vinous, spirituous, or malt liquors, or other intoxicating drinks, in the county of Chilton;

By Mr. Bankhead—

H. B. 565. For the relief of persons whose lands were sold for taxes and purchased by the State prior to the year 1874, in Lamar county;

By Mr. Vaught—

H. B. 566. To amend an act approved January 29, 1879, authorizing and directing the commissioners courts of Crenshaw and other counties to lay off their counties into four commissioners' districts, &c.;

By Mr. Donoho—

H. B. 567. To amend section 154 of the Code of Alabama:

By Mr. Wilson of Chambers—

H. B. 568. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within two miles of Mount Zion church, Chambers county, Ala.;

By Mr. Beard—

H. B. 569. For the relief of the minor heirs of N. W. Mullins, deceased, of Pickens county;

By Mr. Nolen—

H. B. 570. To amend section 2678 of the Code of Alabama;

Which bills were severally read once, and ordered to a second reading on to-morrow.

On motion of Mr. Foster, the House adjourned until 3:30 P. M.

EVENING SESSION.

DECEMBER 6, 1880.

The House met pursuant to adjournment.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from committee on judiciary, reported a substitute for the bill—

H. B. 291. To amend the charter of the city of Wetumpka, by providing for an increase of the license tax, for an extension of police jurisdiction and of boundary limits;

The substitute being entitled an act to amend section 8 of an act to incorporate the city of Wetumpka, approved January 30, 1839.

The substitute was adopted.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Beck, Betts, Bulger, Brassfield, Brown of Tuscaloosa, Brown of Russell, Caffee, Cooley, Clark, Cleveland, Dement, Donoho, Floyd, Glover, Hammond, Harris, Heacock, Head, Hogue, Kirkland, Lanier, Lary, Maddox, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Ramsay, Renfro, Robinson of Jackson, Sharit, Shields, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wright of Butler, Wright of Russell—53.

Also, from same committee, reported favorably, with amendments, to the Senate bill—

s. 48. To prohibit the purchase or sale of loose cotton in the county of Mobile, in certain cases.

Amend title so that it will read: An act to regulate the purchase or sale of loose or lint cotton, in the county of Mobile.

Amend by striking out third section.

The amendments were adopted, and the bill read the third time and passed—yeas 75, nays 6.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brown of Tuscaloosa, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Kent, Lane, Lanier, Langdon, Lary, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell—75.

Nays—Messrs. Cleveland, Hogue, Johnson of Blount, Newman, Tyson, Underwood—6.

Also, from same committee, reported favorably to the Senate bill—

s. 29. To make the owner of property, as to which the offense of malicious mischief is charged, a competent witness on the trial of the same ;

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Camp, Cooley, Cowart, Clark, Cleveland, Davidson, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lane, Lanier, Langdon, Lary, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell—66.

Mr. Watts, from same committee, reported favorably to amendments of the Senate to the bill—

n. n. 58. To amend an act to amend section 5042 of the Code, approved Feb. 13, 1879 ;

And the House concurred in the said amendments—yeas 65, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Lane, Lanier, Langdon, Lary, Maddox, Martin, McCullough, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—65.

Also, from same committee, reported favorably to the Senate bill—

s. 73. To repeal an act to regulate the fees of constables in the counties of Marengo and Dallas, approved December 17, 1873.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beck, Betts, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cunningham, Clark, Cleveland, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Pound, Renfro, Robinson of Conecuh, Robinson of Jackson, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell—58.

Also, from same committee, reported favorably to the Senate bills—

s. 51. To amend section 4109 of the Code, and to provide for its enforcement ;

Mr. Betts moved to amend, by striking out “fifty”, and inserting “ten.”

Mr. Foster moved that the further consideration of the bill be postponed until Friday, the 4th day of February, 1881, and be made the special order for 12 o'clock. Agreed to.

Also, from same committee, reported favorably to the Senate bill—

s. 46. To amend section 2418 of the Code.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Gilmore, Hammond, Harris, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Renfro, Robinson of Jackson, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell.*

Also, from same committee, reported favorably to the Senate bill—

s. 74. To amend section 3787 of the Code.

Mr. Owens moved to lay the bill on the table. Lost.

The bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Callaway, Camp, Cooley, Clark, Davidson, Donoho, Foster, Gilmore, Hammond, Harris, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Maddox, Nelson, Newman, Nettles, Nolen, Nowlin, Pound, Renfro, Robinson of Jackson, Shields, Skeggs, Slaughter, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell.

Mr. Owens voted nay.

Also, from same committee, reported favorably to the Senate bill—

s. 87. To amend subdivisions one, two, three and four of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Beard, Beck, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Nowlin, Owens, Patton, Pound, Powell, Renfro, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—59.

Also, from same committee, reported favorably to the Senate bill—

s. 58. To amend an act to fix the times and places of holding the chancery courts in the southern division, approved February 13, 1879.

The bill was read third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Beard, Beck, Betts, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Hogue, Kent, Kirkland, Lanier, Langdon.

Lary, Maddox, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Slaughter, Smith, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler.

Also, from same committee, reported favorably, with amendments to Senate bill—

s. 84. To secure the right of appeal to the State in criminal cases when the act of the General Assembly, under which the indictment is found, is held to be unconstitutional.

The amendment was adopted, and the bill was read third time and passed—yeas 55, nays 5.

Yeas—Messrs. Austill, Armstrong, Barnett, Betts, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Caffee, Callaway, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Hogue, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Nelson, Newman, Newsom, Nettles, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sowell, Shields, Skeggs, Smith, Taylor, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell—55.

Nays—Messrs. Johnson of Blount, Nolen, Owens, Underwood and Welborn—5.

Also, from same committee, reported a substitute for the bill—

H. B. 343. To provide for the appointment of official stenographers in the first and second judicial circuits of the State, to define their duties, regulate their compensation, and for other purposes;

Mr. Owens moved to amend, by excluding Crenshaw county;

Mr. Glover, by excluding Choctaw county;

Mr. Nettles, by excluding Monroe county;

Mr. Wright of Butler, by excluding Butler county;

Mr. Smith, by excluding Baldwin county;

Mr. Cleveland, by excluding Clarke county;

Mr. Walker of Marengo, by excluding Marengo county;

Mr. Sowell, by excluding Escambia county.

The amendments were adopted.

On motion of Mr. Watts, the bill was laid on the table.

By leave, Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 471. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, in beats 10 and 11, in Chambers county.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Anstill, Armstrong, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brassfield, Brewer, Brown of Tuskalooza, Brown of Russell, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover Hammond, Harris, Hogue, Johnson of Blount, Langdon, Long, Martin, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler.

Mr. Johnson of Blount moved that the House adjourn until 9½ o'clock to-morrow morning. Carried.

HOUSE OF REPRESENTATIVES.

TUESDAY, December 7, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Callaway.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Leave of absence was granted to Messrs. Bankhead, Lanier, Beck and Billingslea, for to-day; to Mr. Davidson, for yesterday; and to Messrs. Nettles, Bradford, Cleveland and Mason for to-morrow.

Journal of yesterday was read and approved.

BILLS SIGNED.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled the following bill, and the Speaker, in the presence of the House, immediately after its title had been publicly read, signed said bill.

H. B. 499. authorizing and requiring the tax collector of Jefferson county to collect all unpaid taxes in said county for the years 1878-1879.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 7, 1880.

Mr. Speaker:

The President of Senate has signed the following bills, and your signature to the same is requested :

s. 138. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors, or other intoxicating liquors, within certain prescribed limits, including Ebenezer church, in the county of Lawrence;

s. 231. Joint memorial of the General Assembly of Alabama to the Congress of the United States, praying for a grant of land to aid in the construction of the Tennessee and Warrior Rivers Railroad.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

Mr Brown of Tuskaloosa, by leave, from the special committee appointed to examine the offices of auditor and treasurer, submitted the following report:

Messrs. President of the Senate,

and Speaker of the House of Representatives :

The joint committee to examine the offices of the Auditor and Treasurer, has performed its duties, as prescribed by section 35 of the Code of Alabama, and hereby submit the following report, as required by section 36 of said Code:

1. That for the preceding fiscal year there was received in the treasury, from all sources, the sum of six hundred and

eighty-one thousand one hundred and seventy-four dollars and eighty-two cents (\$681,174.82).

2. That on warrants drawn by the Auditor, there was paid out of the treasury, for the same period, the sum of five hundred and ninety-four thousand two hundred and ninety-seven dollars and sixty-six cents (\$594,297.66).

3. That they have examined each voucher, warrant, certificate and receipt in both offices, as carefully as the limited time for examination would permit, and, upon comparison with the proper books of entry, report that the said papers have been correctly entered on, and agree with, the books of the offices, and as well as the committee could determine, were drawn in conformity with the laws regulating the same.

4. Upon further examination, the committee find that the Treasurer has received, since the first day of October, 1880, the sum of twenty-five thousand four hundred and eighteen dollars and seventy-nine cents (\$25,418.79), and has disbursed the sum of fifty-two thousand one hundred and sixty-three dollars and ninety-nine cents (\$52,163.99).

5. That by an accurate count they find that there is on hand in the State Treasury, to-day, December 3, 1880, the following sums, in currency and coin, to-wit:

Currency.....	\$216,427.49
Gold.....	34,875.80
Silver.....	8,941.45

Total.....	\$260,244.74
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6. The committee also find in the treasury the following unavailable assets, to-wit:

State obligations.....	\$ 40,000.00
Uncurrent bank bills.....	2,351.00
Certificate Northern Bank of Alabama.....	35.05
Swamp land fund in State certificates.....	21,340.00
Swamp land fund in currency.....	2,817.56

Total.....	\$66,543.61
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7. The committee take pleasure in reporting that the books, in both the Auditor's and Treasurer's offices, are neatly and systematically kept, and the offices are in good condition.

8. The committee would further report that there is in the vaults of the treasury, the sum of nine hundred and sixty thousand dollars of State obligations, which have been funded in State bonds, and canceled, and are therefore now

wholly worthless; and the committee would recommend that the General Assembly authorize the Governor and Treasurer, by bill or otherwise, to burn the said obligations, together with the incurrent funds mentioned in the foregoing statement.

9. The committee would further recommend that section 35 of the Code of Alabama be so amended as to require the committees hereafter appointed, to examine the accounts and vouchers of such officers, as to all moneys received into and paid out from the treasury, during the two preceding fiscal years, instead of the preceding fiscal year, as now provided.

J. R. SATTERFIELD,

J. L. CUNNINGHAM,

J. B. MITCHELL,

Senate Committee.

H. H. BROWN,

WILLIAM E. SKEGGS,

J. R. NOWLIN,

House Committee.

The report was received, and ordered to lie on the table.

By leave, Mr. Foster offered the following resolution;

Resolved by the House, the Senate concurring, That the joint committee heretofore appointed to investigate the outrages of U. S. Marshals, be discharged from further consideration of the matters referred to it.

The resolution was adopted.

BILLS ON SECOND READING.

The bills—

H. B. 560. To amend section 1544 of the Code of Alabama;

H. B. 561. To prohibit the sale, gift or barter of intoxicating liquors within four miles of Harmony Baptist church, in the county of Autauga;

H. B. 568. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within two miles of Mount Zion church, Chambers county, Alabama;

H. B. 564. To prohibit the sale, giving away, barter or exchange of vinous, spirituous or malt liquors, or other intoxicating drinks, in the county of Chilton;

H. B. 563. To repeal an act to prohibit the sale or otherwise disposing of spirituous, vinous or malt liquors within

three and one-half miles of a Methodist church in township 16, range 21, known as White church, Macon county, approved March 28, 1873, as to Macon county;

H. B. 551. To amend section 1630 of the Code of Alabama;

H. B. 554. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within four miles of Liberty Chapel church, in beat 13, in Barbour county;

H. B. 557. To repeal an act to prevent the sale of spirituous, vinous or malt liquors within 3 miles of McKinzie church, approved March 18, 1875;

H. B. 556. To prohibit the sale or otherwise disposing of intoxicating liquors, within one and one-half miles of Good Hope church, in the county of Pike;

Were severally read the second time, and referred to the temperance committee.

The bills—

H. B. 553. To regulate the taking of bonds of guardianship, &c;

H. B. 555. To amend section 3286 of the Code;

H. B. 559. To amend sections 3602, 3604, 3605, 3608, 3615, 3620, 3623, 3625, 3655 and 3657, and to repeal section 3656 of the Code;

H. B. 569. For the relief of the minor heirs of U. W. Mullins, deceased, of Pickens county;

H. B. 565. For relief of persons whose lands were sold for taxes and purchased by the State, prior to year 1874, in Lamar county;

H. B. 570. To amend section 2678 of the Code of Alabama;

And the Senate bills—

S. 164. To require mortgages of personal property to be in writing;

S. 144. To regulate the decision of causes in the Supreme court;

Were severally read the second time, and referred to the judiciary committee.

The bill—

H. B. 552. To repeal the act approved February 7, 1879, to provide for the conveyance of convicts to the penitentiary;

Was read the second time, and referred to the committee on the penitentiary.

The bills—

H. B. 558. To regulate the weighing of cotton in Huntsville, and at other points in Madison county, Alabama;

H. B. 566. To amend an act approved January 29, 1879, authorizing and directing the commissioners courts of Crenshaw and other counties to lay off their respective counties into four commissioners' districts, &c;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 562. To change the county line between the counties of Bibb and Shelby;

H. B. 550. To change the county line between the counties of Shelby and Chilton;

Were severally read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 567. To amend section 154 of the Code of Alabama;

Was read the second time, and referred to the committee on ways and means.

The Senate bill—

S. 106. To amend section 4325 (3191) of the Code;

Was read the second time, and referred to the committee on agriculture.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced;

By Mr. Wright of Butler—

H. B. 571. To amend section 3467 of the Code;

By Mr. Sharit—

H. B. 572. To prevent the sale or giving away of intoxicating liquors within three miles of Walker's Chapel or of New Macedonia church, in township 16, range 3, west, in Jefferson county;

By Mr. Glover—

H. B. 573. To regulate the pay of the members of the court of county commissioners for choctaw county;

By Mr. Callaway—

H. B. 574. To divide township 16, range 24, Dale county, into two school districts.

By Mr. Hogue—

H. B. 575. To prohibit the sale, giving away, or drinking of spirituous or intoxicating liquors within five miles of the court house, Marion, Perry county;

Which bills, were severally read once, and ordered to a second reading.

Mr. Johnson of Blount, presented petition of citizens of Cullman county against the taking of any territory that now comprises Cullman county;

Which was referred to committee on counties and county boundaries.

Mr. Long presented petitions of Winfield S. Bird of Greene county, Charles W. Buckley of Montgomery county, and Perry L. Harrison of Madison.

A motion was made to lay the petitions on the table.

Mr. Watts raised the point of order, that the motion could not be made until the petitions were read.

The chair decided the point of order well taken.

Mr. Foster appealed from the decision of the chair.

And the question being, shall the decision of the chair stand as the decision of the House?—

It was put, and the chair was sustained.

The petitions were then read.

Mr. Watts offered the following resolution, which was adopted:

Resolved, That the several petitions of Bird, Buckley and others, shall be referred to the committee on privileges and elections, with instructions to report what action, if any, is necessary on the subject matter of said petitions.

Mr. Long offered a preamble and joint resolution, raising a joint committee to take into consideration the matters referred to in the petitions of Messrs. Bird, Buckley and Harrison.

The resolution was referred to the committee on privileges and elections.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, December 7, 1880.

Mr. Speaker:

The Senate has concurred in the House joint resolution herewith sent, regarding the appointment of a joint committee to consider the constitutional provisions as to exempted property.

Committee on part of the Senate—Messrs. Mitchell and McClellan.

And has concurred in House amendments to—

s. 48. To prohibit the purchase or sale of loose cotton in the county of Mobile, in certain cases.

WM. L. CLAY, Secretary.

SENATE CHAMBER, December 7, 1880.

Mr. Speaker:

The Senate has amended, as therein shown, and passed—

H. B. 497. To relieve Percy Hairston of Greene county from the disabilities of non-age.

WM. L. CLAY, Secretary.

The House concurred in the amendment of the Senate to the bill—

H. B. 497. To relieve Percy Hairston of Greene county from the disabilities of non-age—yeas 68, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Lary, Long, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Pickens, Powell, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—65.

REPORTS FROM STANDING COMMITTEES.

Mr. Watts, from the judiciary committee, reported favorably, with amendments, to the bill—

H. B. 89. To regulate the trial of misdemeanors in Jackson county.

The amendments were adopted, and the bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Russell, Caffee, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Martin, Newman, Newsom, Nolen, Owens, Pound, Ramsay, Renfro, Robinson of Jackson, Sanders, Sharit, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—55.

Mr. Watts, from the same committee, reported a substitute for the bill—

H. B. 265. To repeal an act to require the judges of probate of Crenshaw and Covington counties to pay for their own stationery, &c., approved February 13, 1875.

The substitute was adopted, and the bill read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bowdon, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cowart, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Blount, Lary, Long, Martin, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Pound, Ramsay, Renfro, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee—58.

Mr. Watts, from same committee, reported favorably to the bill—

H. B. 293. To amend section 3866 of the Code.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brewer, Brown of Russell, Camp, Cowart, Clark, Cleveland, Dement, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Lary, Long, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell.

Also, from same committee, reported adversely to the bill—

H. B. 314. To create Clarke county into the 16th chancery district of the southern chancery division.

The House refused to concur in the report, and the bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brewer, Brown of Russell, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent,

Langdon, Lary, Long, Maddox, Martin, Morrisette, Newsom, Nolen, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee—60.

Also, from same committee, reported favorably to the bill—

H. B. 458. To fix the time of holding the circuit courts in the sixth judicial circuit.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Skeggs, Smith, Tyson, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee, Wright of Russell—57.

Also, from same committee, reported back the bill—

H. B. 236. To amend section one of an act to amend section 274 of the Code, approved February 12, 1879;

And asked its reference to the committee on privileges and elections. It was so ordered.

By leave, Mr. Foster of Macon, from the committee on commerce and common carriers, reported favorably to the Senate bills Nos. 54, 55, 56, 57, and moved that their further consideration be postponed and made the special order for February 7, 1881, at 12 M. Agreed to.

By leave, Mr. Robinson of Jackson, from committee on local legislation, reported favorably to the Senate bill—

S. 112. To abolish the county court of Conecuh county.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock,

Head, Johnson of Blount, Kent, Langdon, Lary, Morrisette, McCullough, Nelson, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Slaughter, Tyson, Thomas, Vaught, Waller, Walker of Marego, Walker of Montgomery, Watts, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—54.

By leave, Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

s. 83. To regulate the practice of dentistry in the State of Alabama;

And, on motion of Mr. Betts, it was postponed until Saturday, the 5th day of February, 1881, and made special order for 12 m. of that day.

Mr. Nelson, from committee on corporations, reported favorably, with amendments, to the Senate bill—

s. 19. To establish a new charter for the town of Evergreen, Conecuh county.

The amendments were adopted and the bill read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nowlin, Owens, Pickens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Shurit, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 7, 1880.

Mr. Speaker :

The Senate has amended, as therein shown, and passed the bill—

n. b. 224. For the protection of lands and plantations from the depredations of stock in Bullock county.

W. L. CLAY, Secretary.

The House concurred in the amendment of the Senate to n. b. 224—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Col-

lier, Cooley, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Head, Hogue, Johnson of Blount, Kent, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Owens, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Lee, Wright of Russell.

Mr. Nelson, from the committee on corporations, reported favorably, with amendment, to the Senate bill—

s. 110. To incorporate the town of Davisville, in Calhoun county.

The amendments were adopted.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Betts, Bulger, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Hammond, Harris, Heacock, Head, Hogue, Kent, Langdon, Lary, Long, Martin, Morrisette, McCullough, Nelson, Newsom, Newsom, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers.

Also, from the same committee, reported favorably to the Senate bill—

s. 101. To amend the first section of an act to amend the charter of the Mobile Omnibus Company, approved December 7, 1861, and to change the name of said company.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Cleveland, Davidson, Dement, Floyd, Gilmore, Hammond, Harris, Head, Hogue, Kent, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Nolen, Owens, Pickens, Powell, Ramsay, Renfro, Sowell, Sheldon, Sharit, Slaughter, Smith, Thomas, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wright of Russell.

The House adjourned until 3:30 p. m.

EVENING SESSION.

DECEMBER 7, 1880.

The House met, pursuant to adjournment.

Mr. Watts, from the committee on the judiciary, reported favorably to the bill—

H. B. 266. To amend section 3358 of the Code.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Brassfield, Brown of Russell, Caffee, Camp, Cooley, Cowart, Davidson, Dement, Foster, Floyd, Glover, Grayson, Harris, Heacock, Head, Kirkland, Langdon, Lary, Long, Maddox, Morrisette, McCullough, Newman, Nolen, Nowlin, Ponnd, Powell, Ramsay, Renfro, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Waller, Watts, Welborn, White, Wilson of Chambers, Wright of Butler.

SIGNING OF BILLS.

SENATE CHAMBER, December 7, 1880.

Mr. Speaker :

The President of the Senate has signed the following bill, and your signature to the same is requested :

s. 175. To adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the "mayor, aldermen and common council of the city of Mobile," which is recommended in the report of the "commissioners of Mobile," made and laid before the General Assembly of Alabama on the 26th day of November, 1880, as provided in section sixteen (16) of an act of the General Assembly of Alabama, entitled an act to vacate and annul the charter, and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation, approved February 11, 1879.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the title had been publicly read, signed said bill.

Mr. Davidson, from the committee on agriculture, reported favorably to the Senate bill (as amended by the House)—

s. 115. For the protection of fish in the counties of Monroe, Escambia and Baldwin.

The bill was read the third time and passed—yeas 54, nays 1.

Yeas—Messrs. Speaker, Anstill, Barnett, Beard, Betts, Bulger, Brassfield, Brown of Russell, Camp, Cooley, Cowart, Davidson, Foster, Glover, Grayson, Harris, Heacock, Head, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Pound, Powell, Ramsay, Renfro, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler.

Mr. Bankhead voted nay.

Also, from same committee, reported favorably to the Senate bill—

s. 116. To prohibit stock from running at large in certain portions of Wilcox and Marengo counties.

The bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Bankhead, Barnett, Beard, Betts, Bulger, Brassfield, Brown of Tuskaloosa, Brown of Russell, Cooley, Clark, Davidson, Dement, Foster, Glover, Grayson, Harris, Heacock, Head, Langdon, Lary, Maddox, Morrisette, McCullough, Nelson, Newsom, Nolen, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Underwood voted nay.

Mr. Nelson, from committee on corporations, reported favorably to Senate bill—

s. 8. To provide for the incorporation of banks of discount and deposit.

The bill was read the the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Barnett, Beard, Betts, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Lary, Long, Martin, Morrisette, McCullough, Nelson, Newman, Nolen, Nowlin, Pickens, Pound, Powell, Sowell, Sharit, Shields, Skeggs,

Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wright of Butler, Wright of Russell.

Mr. Clark voted nay.

Mr. Nelson, from same committee, reported favorably, with amendment, to the Senate bill—

s. 136. To incorporate the Gainesville Male Academy ;

The amendment was adopted.

The bill was read the third time and passed—yeas 51, nays 4.

Yeas—Messrs. Speaker, Austill, Bankhead, Barnett, Beard, Bulger, Brassfield, Brewer, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kirkland, Langdon, Lary, Long, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Pound, Ramsay, Renfro, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Betts, Maddox, Tyson and Watts.

Also, from same committee, reported favorably to the Senate bill—

s. 95. To incorporate the William R. King Female College.

Mr. Foster moved to postpone the further consideration of the bill until the first day of February, 1881, at 12½ p. m., which was agreed to.

Mr. Nelson, from same committee, reported favorably to the Senate bill—

s. 109. To incorporate the Opelika Female Institute ;

The bill was read the third time and passed—yeas 51, nays 3.

Yeas—Messrs. Speaker, Austill, Barnett, Beard, Betts, Bulger, Brown of Tuskaloosa, Brown of Russell, Caffee, Cooley, Clark, Davidson, Foster, Floyd, Glover, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Morrisette, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Sowell, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wright of Lee, Wright of Russell.

Nays—Messrs. Martin, Pickens, and Underwood—3.

Mr. Morrisette moved to adjourn until 7½ p. m. Lost.

On motion of Mr. Collier, the House adjourned until to-morrow morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, December 8, 1880.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bledsoe.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lary, Loug, Maddox, Martin, McNallough, Nelson, Newman, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell—72.

Journal of yesterday read and approved.

Leave of absence was granted to Messrs. Cowart and Wright of Butler, for to-day.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, December 8, 1880.

Mr. Speaker:

The Senate has passed the following House bills, without amendment:

H. B. 262. To repeal an act entitled an act for the preservation of game animals and birds in Clarke and other counties, approved February 13, 1879, so far as it relates to Clarke county;

H. B. 154. To amend an act to require a person who employs, or in any way engages laborers, in the counties of Dallas, Perry and other counties therein named, for the purpose of removing said laborers from the State, to pay a license tax, approved January 22, 1879;

H. B. 228. To require the county treasurer of Madison county to pay over certain funds therein designated;

H. B. 82. To prevent the running at large of stock in certain parts of Dallas county;

H. B. 380. To authorize the county commissioners of Mobile and Baldwin counties to create an office of log, lumber and timber inspection and measurement, for the counties of Mobile and Baldwin, and to provide rules for the measurement of logs, lumber and timber therein;

And has amended, as therein shown, and passed—

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep, or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein; and also in certain portions of Green county, and to prescribe a rule of damages, and rules of practice in the trials of cases arising under this act;

H. B. 260. To prohibit the burning of woods within three miles of any coaling ground of the Woodstock Iron Company, within the limits of Calhoun county;

H. B. 473. To pay Robt. Hasson, Doorkeeper of the House for certain articles furnished the House, and for repairs;

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, &c.;

And has passed, without amendment—

H. B. 307. To pay T. W. Francis & Co., for the carpet on the floor of the House of Representatives;

And has concurred in House resolution, discharging investigating committee.

The Senate has concurred in the House amendments to the following Senate bills:

S. 110. To incorporate the town of Davisville, in Calhoun county, Alabama;

S. 84. To secure the right of appeal to the State in criminal cases, when the act of the Legislature, under which the indictment is found, is held to be unconstitutional;

S. 19. To establish a new charter for the town of Evergreen, in Conecuh county, Alabama;

And has passed, without amendment—

H. B. 13. To amend section 413 of the Code.

WM. L. CLAY,
Secretary.

BILLS ON SECOND READING.

The bill—

H. B. 571. To amend section 3467 of the Code;

Was read the second time, and referred to the judiciary committee.

The bill—

H. B. 574. To divide township 6, range 24, in Dale county, into two school districts;

Was read the second time, and referred to the committee on education.

The bill—

H. B. 573. To regulate the pay of the members of the court of county commissioners for Choctaw county;

Was read the second time, and referred to the committee on local legislation.

The bills—

H. B. 572. To prevent the sale or giving away of intoxicating liquors within three miles of Walker's Chapel, or of New Macedonia church, in township 16, range 3, west, Jefferson county;

H. B. 575. To prohibit the sale, giving away or drinking of spirituous or intoxicating liquors within five miles of the court house, Marion, Perry county;

Were severally read the second time, and referred to the committee on temperance.

The bill—

S. 206. To amend an act to amend section 1373 of the Code, approved January, 20th, 1879:

Was read the second time, and referred to the committee on commerce and common carriers.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Tyson—

H. B. 476. To incorporate the town of Calhoun, Lowndes county;

By Mr. McCullough—

H. B. 577. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or other intoxicating liquors in three miles of the Baptist church, in the town of Pine Level, Montgomery county;

By Mr. Bowdon (by request)—

H. B. 578. To amend section 2674 of the Code;

Which bills were severally read once, and ordered to a second reading.

Mr. Renfro presented petition against creating a county solicitor for Montgomery county;

Which was referred to the judiciary committee.

Mr. Austill, by request, presented petition of certain citizens of Washington county, against the passage of the bill prohibiting sale of liquors at Escatawpa, in said county ;

Which was referred to the committee on temperance.

Mr. Johnson of Blount presented petition of citizens of Blount and St. Clair counties, for establishment of the line between Blount and St. Clair ;

Which was referred to committee on counties and county boundaries.

By leave, Mr. Walker of Marengo, from committee on public roads and highways, reported favorably to the Senate bill—

s. 129. To repeal all special and local laws for working the public roads in Randolph county.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Anstall, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Kirkland, Long, Martin, Newman, Newsom, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee.

On motion of Mr. Foster, the vote by which the bill—

s. 95. To incorporate the Wm. R. King Female College, Was postponed, &c., was re-considered ;

And the bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Davidson, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kirkland, Lary, Long, Martin, McCullough, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgom-

ery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

The House concurred in the two first amendments of the Senate to the bill—

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt, and for the public schools.

Yeas 61, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Blount, Kirkland, Langdon, Lary, Long, Martin, McCullough, Nelson, Newman, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Lee, Wright of Russell.

And refused to concur in the amendment striking out the appropriation for insurance on the capital, &c.

The House concurred in the amendment of the Senate to the bill—

H. B. 473. To pay Robt. Hasson, Doorkeeper of the House, for certain articles furnished the House, and for repairs.

Yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Cleveland, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Blount, Kirkland, Langdon, Lary, Long, Martin, McCullough, Nelson, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Lee, Wright of Russell.

Also, concurred in the Senate amendment to the bill—

H. B. 260. To prohibit the burning of woods within three miles of any coaling ground of the Woodstock Iron Company.

Yeas 61, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Pound, Powell, Ramsay, Renfro, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee, Wright of Russell.

Also, concurred in the amendments of the Senate to the bill—

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein; and also, in certain portions of Greene county, and to prescribe a rule of damages, and rules of practice in the trials of cases arising under this act.

Yeas 64, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bowdon, Bulger, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cooley, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Blount, Kirkland, Langdon, Lary, Long, Martin, McCullough, Nelson, Newsom, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

By leave, Mr. Hammond, from the committee on education, reported a substitute for the bill—

H. B. 422. To make an additional appropriation out of the general school fund to the county of Winston.

On motion of Mr. White, the further consideration of the report was postponed, and made the special order for February 12, 1881, at 12 M.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 8, 1880.

Mr. Speaker :

The Senate has receded from its third amendment in regard to insuring the capitol, to—

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

WM. L. CLAY, Secretary.

By leave—

Mr. Brown of Tuskaloosa offered the following resolution, which was adopted :

Resolved, That the Speaker and Clerk of the House certify to Hon. H. Austill, member from Mobile, his *per diem*, from the beginning of the session.

Mr. Patton offered the following resolution, which was adopted :

Resolved, That the keeper of the capitol shall not suffer this hall to be used for any purpose whatever, during the recess, nor admit any person to have access to it, except for business or repairs.

Mr. Brown of Tuskaloosa offered the following resolution :

Resolved, That all clerks of committees of this House be discharged from further service after to-day.

Mr. Clark moved to amend, by adding, except the clerk of the judiciary committee.

Adopted.

Mr. Powell moved to amend, by excepting also the clerk of the committee on temperance.

Mr. Robinson of Jackson moved to lay the resolution on the table; lost.

On motion of Mr. Brown of Tuskaloosa, the amendment of Mr. Powell was laid on the table.

Mr. Brewer moved to amend, by excepting the clerk of the committee on ways and means.

Which, on motion of Mr. Foster, was laid on the table.

Mr. Tyson moved to re-consider the vote by which the amendment excepting the clerk of the judiciary committee was adopted.

Carried, and, on motion of Mr. Hammond, the amendment was laid on the table, and the resolution was adopted.

Mr. Watts, from committee on judiciary, reported favorably, with amendment, to the Senate bill—

s. 131. To provide for the enforcement of judgments in certain cases.

The amendment was adopted, and the bill read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beck, Betts, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cunningham, Clark, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Blount, Kirkland, Langdon, Lary, Long, McCullough, Nelson, Newsom, Nolen, Nowlin, Patton, Pickens, Pound, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee—57.

Mr. Collier, from the committee on local legislation, reported favorably to the bill—

H. B. 511. To repeal an act to incorporate the town of Orion, in Pike county.

Mr. Barnett moved to postpone the further consideration of the bill until the 2nd day of February, 1881.

Lost—yeas 27, nays 34.

Yeas—Messrs. Speaker, Anstill, Barnett, Beard, Bowdon, Bulger, Brassfield, Brooks of Macon, Brown of Russell, Cooley, Kirkland, Lary, Martin, Nelson, Nolen, Owens, Pickens, Pound, Powell, Skeggs, Slaughter, Smith, Tyson, Underwood, Welborn, White—27.

Nays—Messrs. Armstrong, Bankhead, Brewer, Brown of Tuskaloosa, Caffee, Collier, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Head, Johnson of Blount, Long, Maddox, McCullough, Newsom, Nowlin, Ramsay, Sharit, Shields, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wright of Lee—34.

Mr. Watts moved to amend, by adding the words "as to all territory of said corporation lying in the county of Montgomery;" amend title to correspond. Adopted.

The bill was read the third time and passed—yeas 49, nays 9.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Betts, Bulger, Brown of Tuskaloosa, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement,

Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Blount, Kirkland, Lary, Maddox, Martin, McCullough, Newman, Newsom, Nolen, Nowlin, POUND, Powell, Ramsay, Sanders, Sowell, Sharit, Slaughter, Smith, Thomas, Vanght, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee—49.

Nays—Messrs. Barnett, Beard, Long, Nelson, Owens, Shields, Skeggs, Underwood, Wilson of Shelby—9.

SENATE CHAMBER, Dec., 8, 1880.

Mr. Speaker :

The Senate has amended, as therein shown, and passed—
H. B. 407. To provide for taxing the shares of the capital stock of the national banking associations.

WM. L. CLAY, Secretary.

The House proceeded to consider the amendment of the Senate to said bill (H. B. 407) and concurred in the same—yeas 54, nays 2.

Yeas—Messrs. Speaker, Austill, Bankhead, Beard, Beck, Betts, Bowdon, Bulger, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cooley, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Long, Maddox, McCullough, Newman, Newsom, Nolen, Nowlin, Patton, POUND, Ramsay, Sowell, Skeggs, Slaughter, Smith, Tyson, Thomas, Vanght, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Lee—54.

Nays—Messrs. Pickens, Underwood—2.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 8, 1880.

Mr. Speaker :

The Senate has concurred in the House amendment to the bill—

S. 131. To provide for the enforcement of judgments in certain cases;

And has passed, without amendment, the House bills—

H. B. 462. To amend section 371 of the Code;

H. B. 253. To authorize and empower the city of Troy to levy and collect license taxes upon any business, occupation, avocation or employment that may be carried on within its corporate limits;

H. B. 290. To prohibit the sale of malt, vinous or spiritu-

ous liquors, or other intoxicating drinks, within three miles of Central Institute, in the county of Elmore ;

H. B. 315. To prohibit the sale, giving, distilling, or otherwise disposing of intoxicating beverages in Crenshaw county ;

H. B. 402. To amend section 376 of the Code of Alabama ;

H. B. 391. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or other intoxicating drinks, within three miles of the church at Jemison in the county of Chilton.

WM. L. CLAY, Secretary.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of House, immediately after their titles had been publicly read, signed said bills :

H. B. 154. To amend an act to require a person who employs, or in any way engages laborers in the counties of Dallas, Perry and other counties therein named, for the purpose of removing said laborers from the State, to pay a license tax, approved January 22, 1879 ;

H. B. 228. To require the county treasurer of Madison county to pay over certain funds therein designated ;

H. B. 380. To authorize the county commissioners of Mobile and Baldwin counties to create an office of log, lumber and timber inspection and measurement, for the counties of Mobile and Baldwin, and to provide rules for the measurement of logs, lumber and timber therein ;

H. B. 497. To relieve Percy Hairston of Green county of the disabilities of non-age ;

H. B. 58. To amend an act to amend section 5042 of the Code, approved February 13, 1879 ;

H. B. 262. To repeal an act entitled an act for the preservation of game animals and birds, in Clarke and other counties, approved February 13, 1879, so far as it relates to Clarke county ;

H. B. 224. For the protection of lands and plantations from depredations by stock in Bullock county ;

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions, enumerated and defined

herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act;

H. B. 260. To prohibit the burning of woods within three miles of any coaling ground of the Woodstock Iron Company, within the limits of Calhoun county;

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State for interest on the public debt, and for public schools;

H. B. 13. To amend section 413 of the Code;

H. B. 82. To prevent the running at large of stock in certain portions of Dallas county;

H. B. 407. To provide for taxing the shares of the capital stock of national banking associations;

H. B. 473. To pay Robert Hasson and W. J. B. Padgett, Doorkeepers of the House of Representatives and Senate, respectively, for certain articles furnished the House of Representatives and Senate, and for repairs;

H. B. 307. To pay T. W. Francis & Co., for the carpet on the floor of the House of Representatives.

SIGNING OF SENATE BILLS.

SENATE CHAMBER, December 8, 1880.

Mr. Speaker:

The President of the Senate has signed the following bills, and your signature to the same is requested;

s. 101. To amend the first section of an act to amend the charter of the Mobile Omnibus Company, approved December 7, 1861, and to change the name of said company;

s. 74. To amend section 3787 of the Code;

s. 58. To amend an act to fix the times and places of holding the chancery courts in the southern chancery division, approved February 13, 1879;

s. 87. To amend subdivisions one, two, three and four of an act to fix the times and places for holding the circuit courts of the third judicial circuit, approved February 12, 1879;

s. 46. To amend section 2418 of the Code;

s. 29. To make the owner of property, as to which the offense of malicious mischief is charged, a competent witness on the trial of the same;

s. 73. To repeal an act to regulate the fees of constables in the counties of Marengo and Dallas, approved December 17, 1873;

s. 48. To regulate the sale of loose or lint cotton in the county of Mobile;

s. 176. To provide for the election of officers who shall constitute the Mobile police board of the port of Mobile, and a tax collector, from and after the first Monday in March, 1882, to fix their terms of office, and to provide for the more effectual government of the port of Mobile;

s. 110. To incorporate the town of Davisville, in Calhoun county, Alabama;

s. 84. To secure the right of appeal to the State in criminal cases, when the act of the General Assembly under which the indictment is found is held to be unconstitutional;

s. 8. To provide for the incorporation of banks of discount and deposit;

s. 112. To abolish the county court of Conecuh county;

s. 116. To prohibit stock from running at large in certain portions of Wilcox and Marengo counties;

s. 129. To repeal all special and local laws for working the public roads in Randolph county.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Dec. 8, 1880.

Mr. Speaker:

The Senate has originated and passed the following bills:

s. 117. To amend section 4203 of the Code;

s. 172. To amend section 1768 (1488) of the Code;

s. 63. To allow executors or administrators to purchase property in certain cases;

s. 100. To amend section 4188 of the Code.

W. L. CLAY, Secretary.

The Senate bills just received, the titles of which are set out in the above message, were read once, and ordered to a second reading.

SIGNING OF HOUSE BILLS.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the following bills. (Engrossed copies):

H. B. 462. To amend section 371 of the Code;

H. B. 253. To authorize and empower the city of Troy to

levy and collect license taxes upon any business, occupation, avocation or employment that may be carried on within its corporate limits;

H. B. 290. To prohibit the sale of malt, vinous, or spirituous liquors, or other intoxicating drinks, within three miles of Central Institute, in the county of Elmore;

H. B. 315. To prohibit the sale, giving away, distilling, or otherwise disposing of intoxicating beverages in Crenshaw county;

H. B. 402. To amend section 376 of the Code of Alabama;

H. B. 391. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or other intoxicating drinks, within three miles of the church at Jemison, in the county of Chilton.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

Montgomery, Ala., December 8, 1880.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House:

H. B. 499. Authorizing and requiring the tax collector of Jefferson county to collect all unpaid taxes in said county for the years 1878 and 1879;

H. B. 154. To amend an act to require a person who employs, or in any way engages, laborers in the counties of Dallas, Perry and other counties therein named, for the purpose of removing said laborers from the State, to pay a license tax, approved January 22, 1879;

H. B. 497. To relieve Percy Hairston of Greene county from the disabilities of non-age;

H. B. 58. To amend an act to amend section 5042 of the Code, approved February 13, 1879;

H. B. 307. To pay T. W. Francis & Co., for the carpet on the floor of the House of Representatives;

H. B. 260. To prohibit the burning of woods within three miles of any coaling ground of the Woodstock Iron Company, within the limits of Calhoun county;

H. B. 380. To authorize the county commissioners of Mobile and Baldwin counties to create an office of log, lumber and timber inspection and measurement for the counties of Mobile and Baldwin, and to provide rules for the measurement of logs, lumber and timber therein;

H. B. 228. To require the county treasurer of Madison county to pay over certain funds therein designated;

H. B. 473. To pay Robt. Hasson and W. J. B. Padgett, Doorkeepers of the House of Representatives and Senate, respectively, for certain articles furnished the House of Representatives and Senate, and for repairs;

H. B. 262. To repeal an act entitled an act for the preservation of game animals and birds in Clarke and other counties, approved February 13, 1879, so far as it relates to Clarke county;

H. B. 256. To prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner in Montgomery county, except certain portions enumerated and defined herein; and to prescribe a rule of damages, and rules of practice in the trials of cases arising under this act;

H. B. 224. For the protection of lands and plantations from depredations by stock in Bullock county;

H. B. 416. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt, and for public schools.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

By leave—

Mr. Powell, from the committee on temperance, reported a substitute for the bill—

H. B. 560. To amend section 1544 of the Code.

The further consideration of the bill was postponed until 5th February, 1881, and made the special order for 12 M., and for that hour from day to day until disposed of.

The hour of 2 P. M. having arrived, the House, under the joint resolution of the two Houses, adjourned to meet again on Tuesday, the 1st day of February, 1881, at 12 M.

HOUSE OF REPRESENTATIVES,

TUESDAY, February 1, 1881.

The House met pursuant to adjournment.

Prayer by Mr. Callaway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bowdon, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—79.

Journal of December 8th was read and approved.

Leaves of absence were granted as follows:

Messrs. Nowlin, Lane, Austill, Sheldon, Brooks of Macon, indefinitely.

By unanimous consent, Mr. Foster offered the following resolution, which was adopted by a rising vote:

Be it resolved, That this House has received, with emotions of profound regret, the intelligence of the death of the wife of its worthy and efficient clerk, Ellis Phelan, Esq., and hereby tenders to him its heartfelt sympathy in his sorrowful affliction.

BILLS ON SECOND READING.

The bill—

H. B. 576. To incorporate the town of Calhoun, Lowndes county;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 577. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or other intoxicating liquors, in three miles of the Baptist church in the town of Pine Level, Montgomery county;

Was read the second time, and referred to the committee on temperance.

The bill—

H. B. 578. To amend section 2674 of the Code of Alabama;

Was read the second time, and referred to the committee on the judiciary.

The Senate bills—

s. 100. To amend section 4188 of the Code;

s. 163. To allow executors or administrators to purchase property in certain cases;

s. 117. To amend section 4203 of the Code;

Were severally read second time, and referred to the judiciary committee.

The Senate bill—

s. 172. To amend section 1768 (1488) of the Code;

Was read the second time, and referred to the committee on corporations.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Cunningham—

H. B. 579. A bill to be entitled an act for the relief of Mrs. Mary F. Grissom of Franklin county;

By Mr. Avery—

H. B. 580. A bill to be entitled an act to change the boundary line between the counties of Greene and Hale; that the present bed of the Black Warrior river be the dividing line;

By Mr. Robinson of Jackson—

H. B. 581. A bill to be entitled an act to punish persons who may be guilty of fraudulent acts and devices in the conduct of elections in this State;

By Mr. Kent—

H. B. 582. A bill to be entitled an act for the relief of the National Bank of Birmingham, Alabama;

By Mr. Sharit—

H. B. 583. A bill to be entitled an act to change the manner of electing county commissioners in Jefferson county;

By Mr. Brewer—

H. B. 584. To secure prompt and faithful settlements by tax collectors with the State and county, and to prescribe the penalty for a failure therein;

Also,

H. B. 585. To amend an act to prohibit the sale or gift of spirituous or intoxicating liquors within three miles of Ash Creek Methodist Episcopal, and Ash Creek Baptist churches, in the county of Lowndes, approved December 17, 1874;

By Mr. Brooks of Macon—

H. B. 586. To amend subdivision 4 of section 362 of the Code of 1876 ;

By Mr. Foster—

H. B. 587. To protect the residents of Macon county, and persons owning lands therein, from the operations of an act for the protection of lands and plantations from depredations by stock in Bullock county, approved December 8, 1880;

Also,

H. B. 588. To provide for payment of costs of conviction of penitentiary convicts ;

Also,

H. B. 589. To repeal that part of section 499 of the Code of Alabama, which limits the power of cities and towns to impose license taxes, so far as the same relates to the town of Tuskegee ;

Also,

H. B. 590. To amend section 2222 of the Code, and to amend an act entitled an act to amend section 2223 of the Code of Alabama, approved December 3, 1878 ;

Also,

H. B. 591. To amend section 3330 of the Code of Alabama ;

Also,

H. B. 592. To amend section 4150 of the Code of Alabama ;

Also,

H. B. 593. To amend section 2533 of the Code of Alabama ;

By Mr. Price—

H. B. 594. For the protection of the people of the State against tramps ;

Also,

H. B. 595. To authorize persons owning or controlling lands fronting on, or touching the waters of the Bay of Mobile, to build wharves, tramways, or railways, from such land over said waters, and to charge tolls or wharfage for the use of same ;

Also,

H. B. 596. To provide for the payment to the counties, and to tax assessors and collectors, such county taxes and fees as may or have been received by the State from the redemption of lands, which have been or may be sold for taxes, and bought by the State ;

By Mr. Watts—

H. B. 597. To repeal an act entitled an act to amend section 276 of the Code of Alabama, approved February 8, 1879, and to revive section 276, as set forth in the Code of Alabama;

By Mr. Hogue—

H. B. 598. To incorporate the Alabama Baptist Normal and Theological school;

Also,

H. B. 599. To authorize the erection of another building for the use of the State Normal School and University at Marion, Perry county; appropriating five thousand dollars to pay therefor, and to provide for furnishing said building, &c.;

Also, (with evidence of publication of notice, as prescribed by the constitution,)—

H. B. 600. To prevent stock from running at large in certain portions of Perry county;

By Mr. Gilmore—

H. B. 601. For the better protection of planters in certain beats in Sumter county;

By Mr. Taylor—

H. B. 602. To change and define the boundary line between Talladega and Cleburne counties;

By Mr. Slaughter—

H. B. 603. To prohibit the sale of intoxicating liquors within three miles of Macedonia church, Tallapoosa county, Alabama;

By Mr. Bulger (by request)—

H. B. 604. For the organization and discipline of the volunteer forces of Alabama;

By Mr. Long—

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing Company;

By Mr. Collier—

H. B. 606. To amend section 2678 of the Code of 1876;

By Mr. Watts—

H. B. 607. To refund to J. Kohn & Bro. eighty 20-100 dollars, overpaid taxes;

By Mr. Thomas—

H. B. 608. To establish a new charter for the town of LaFayette, in the county of Chambers;

By Mr. Nelson—

H. B. 609. For the relief of Jas. L. Vaughn of Dallas county;

Also, (by request)—

H. B. 610. To amend an act entitled an act to prevent stock from running at large in that portion of Dallas county embraced between Sandy Chillatchee and Bogue Chitto creeks, and between Upper Linden and Old Wire road, approved February 13, 1879;

Also, (by request)—

H. B. 611. To prohibit the sale of liquor within four miles of Prosperity church, in Dallas county;

By Mr. Powell—

H. B. 612. To amend section 2420 of the Code of Alabama;

By Mr. Hogue—

H. B. 613. To amend subdivision 22 of section 494 of the Code of 1876;

Which bills were severally read once, and ordered to a second reading.

Mr. Slaughter presented petition of members of Andrew Chapel M. E. Church, Coosa county, to prohibit the running of freight trains on the Sabbath;

Which was referred to the committee on commerce and common carriers.

Mr. Nelson presented petition of A. W. Jones and associates, and Wm. Patton and J. M. Levy, holders of Selma, Marion & Memphis Railroad Company's State endorsed bonds, praying a settlement of their claim;

Which was referred to the judiciary committee.

On motion of Mr. Watts, the judiciary committee was authorized to employ a clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 1, 1881.

Mr. Speaker:

The Senate has originated and passed the following bill:

s. 118. To provide a fund for the support of the Supreme Court library.

W. L. CLAY,
Secretary of the Senate.

The Senate bills s. B. 118, just received, was read once, and ordered to a second reading on to-morrow.

SIGNING SENATE BILLS.

SENATE CHAMBER, Feb. 6, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, and your signature to the same is requested:

s. 95. To incorporate the William R. King Female College;

s. 109. To incorporate the Opelika Female Institute.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the Senate bills above set out.

REPORTS FROM COMMITTEES.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

H. B. 233. To amend sections 2551, 2553, 2568, 2575 of the Code.

Mr. Owens moved that the bill be made the special order for Thursday next, at 12 M., and 150 copies be ordered printed. Adopted.

Also, from same committee, reported favorably to the bill—

H. B. 320. To amend section 712 of the Code.

Which bill was read the third time and passed—yeas 75, nays 0.

Yeas—Messrs. Speaker, Angew, Avery, Barnett, Beard, Bowdon, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Martin, Milner, McCullough, Nelson, Newman, Newsom, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—75.

Also, from same committee, reported favorably, with amendments, to the bill—

H. B. 369. To provide for the payment of certain fees to constables, in certain cases.

Amend title, by striking out the word "certain" before "fees."

In line 13, page 2, after the word "treasury," insert the words "to be credited to that fund out of which said costs may have been paid."

On motion of Mr. White, the bill was re-committed to the committee on fees and salaries.

Also, favorably to the bill—

H. B. 323. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, in so far as the same relates to Clarke county.

Which bill was read the third time and passed—yeas 63, nays 1.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Glover, Hammond, Harris, Hancock, Hogue, Kent, Lanier, Langdon, Long, Martin, Mason, McCullough, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nay—Mr. Gilmore.

Also, from same committee, reported favorably to the bill—

H. B. 244. To amend section 4628 of the Code.

Mr. Watts moved to amend by inserting the word "vagraney" after the word "Sunday."

Adopted, and the bill was read the third time and passed—yeas 48, nays 28.

Yeas—Messrs. Agnew, Armstrong, Avery, Barnett, Beard, Bowdon, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Callaway, Camp, Cooley, Cunningham, Dement, Donoho, Floyd, Hammond, Harris, Hancock, Hogue, Johnson of Blount, Langdon, Martin, McCullough, Nolen, Patton, Robinson of Conecuh, Robinson of Jackson,

Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Wellborn, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—48.

Nays—Messrs. Speaker, Bankhead, Brooks of Macon, Brown of Tuskaloosa, Collier, Clark; Foster, Gilmore, Glover, Kent, Lanier, Lary, Long, Nelson, Newman, Newsom, Owens, Pound, Powell, Price, Ramsay, Renfro, Taylor, Tyson, Thomas, White, Wilson of Chambers, Wilson of Shelby—28.

Also, from same committee, reported a substitute for the bill—

H. B. 339. To regulate the appropriation of the proceeds derived from hard labor in the county of Monroe.

The substitute was adopted, and the bill read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Long, Martin, Milner, McCullough, Nelson, Newman, Newsom, Nolen, Owens, Pickens, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported a substitute for the bill—

H. B. 383. To regulate the practice in prosecutions for adultery and fornication.

The substitute was adopted, and the bill read the third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Bowdon, Bulger, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Dement, Donoho, Foster, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Long, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nolen, Patton, Pickens, Pound,

Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, reported a substitute for the bill—

H. B. 114. To punish the receiving and using, by any member of the General Assembly of Alabama, or any person holding any office under the United States or the State of Alabama, a free pass from any railroad or other transportation company.

Mr. Clark moved to indefinitely postpone the consideration of the bill.

Pending the consideration of the motion to indefinitely postpone, on motion of Mr. Brewer, the House adjourned until to-morrow morning, 9 o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, Feb. 2, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—92.

The Journal of yesterday read and approved.

BILLS ON SECOND READING.

The bills—

H. B. 588. To provide for payment of costs of convictions of penitentiary convicts;

H. B. 590. To amend section 2222 of the Code, and to amend an act entitled an act to amend section 2223 of the Code of Alabama, approved Dec. 3, 1878;

H. B. 591. To amend section 3330 of the Code of Alabama;

H. B. 592. To amend section 4450 of the Code of Alabama;

H. B. 593. To amend section 2533 of the Code of Alabama;

H. B. 594. For the protection of the people of the State against tramps;

H. B. 595. To authorize persons owning, or controlling lands fronting on, or touching the waters of the bay of Mobile, to build wharves, tramways or railways, from such land over said waters, and to charge tolls or wharfage for the use of the same;

H. B. 597. To repeal an act entitled an act to amend section 276 of the Code of Alabama, approved February 8, 1879, and to revive section 276, as set forth in the Code of Alabama;

H. B. 606. To amend section 2678 of the Code;

H. B. 612. To amend section 2470 of the Code of Alabama;

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing Company;

Were severally read the second time, and referred to the judiciary committee.

The bill—

H. B. 608. To establish a new charter for the town of LaFayette, in the county of Chambers;

Was read the second time, and referred to the committee on corporations.

The bills—

H. B. 581. To punish persons who may be guilty of fraudulent acts, deeds, devices in the conduct of elections in this State;

H. B. 583. To change the manner of electing county commissioners in Jefferson county;

Were severally read the second time, and referred to the committee on privileges and elections.

The bills—

H. B. 589. To repeal that part of section 499 of the Code of Alabama, which limits the power of cities and towns to impose license taxes, so far as the same relates to the town of Tuskegee;

H. B. 601. For the better protection of planters in certain beats in sumter county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 584. To secure prompt and faithful settlements by tax collectors with the State and county, and to prescribe the penalty for a failure therein;

H. B. 586. To amend subdivision 4 of section 362 of the Code of 1876;

H. B. 596. To provide for the payment to the counties and to tax assessors and collectors, such county taxes and fees as may, or have been received by the State from the redemption of lands which have been, or may be, sold for taxes and bought by the State;

H. B. 607. To refund to J. Kohn & Bro. eighty 20-100 dollars, overpaid taxes;

H. B. 613. To amend subdivision 22 of section 494 of the Code of 1876;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 598. To incorporate the Alabama Baptist Normal and Theological School;

H. B. 599. To authorize the erection of another building for the use of the State Normal School and University at Marion, Perry county, appropriating five thousand dollars to pay therefor, and to provide for furnishing said building, &c.;

Were severally read the second time, and referred to the committee on education.

The bills—

H. B. 585. To amend an act entitled an act to prohibit the sale or gift of spirituous or intoxicating liquors within three miles of Ash creek Methodist Episcopal and Ash creek Baptist church, in the county of Lowndes, approved 17th December, 1874;

H. B. 603. To prohibit the sale of intoxicating liquors within three miles of Macedonia church, Tallapoosa county, Alabama;

H. B. 611. To prohibit the sale of liquors within four miles of Prosperity church, in Dallas county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 580. To so change the boundary line between the counties of Hale and Greene, that the present bed of the Black Warrior river be the dividing line;

H. B. 587. To protect the residents of Macon county and persons owning lands therein from the operation of an act for the protection of lands and plantations from depredation, by stock in Bullock county, approved Dec. 8th, 1880:

H. B. 602. To change and define the boundary line between Talladega and Cleburne counties;

Were severally read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 609. For the relief of James L. Vaughn of Dallas county;

Was read the second time and referred to the committee on accounts and claims.

The bills—

H. B. 582. For the relief of the National Bank of Birmingham;

Was read the second time and referred to the committee on appropriations.

The bill—

H. B. 604. For the organization and discipline of the volunteer forces of Alabama;

Was read the second time, and referred to the committee on the military.

The bill—

H. B. 579. For the relief of Mrs. Mary F. Grissom of Franklin county;

Was read the second time, and on motion of Mr. Cunningham laid on the table, to await evidence of publication of notice.

The bills—

H. B. 600. To prevent stock from running at large in certain portions of Perry county;

H. B. 610. To amend an act entitled an act to prevent stock from running at large in that portion of Dallas county embraced between Sandy, Chillatchee, and Bogue Chitto

creeks, and between upper Linden and Old Wire Roads, approved 13th February, 1879;

Were severally read the second time, and referred to the committee on agriculture.

s. 118 The Senate bill—

To provide a fund for the support of the supreme court library;

Was read the second time, and referred to the judiciary committee.

UNFINISHED BUSINESS.

The House next proceeded to the consideration of the bill—

H. B. 114. To punish the officers, managers agents or other employees of railroads and other transportation companies, for granting free passes, or selling tickets or passes at a discount, other than as sold the to public generally, to any member of the General Assembly, or to any person holding office under this State, and to punish the receiving of the same.

The question pending being the motion of Mr. Clark to indefinitely postpone the further consideration of the bill

The motion was lost.

The substitute reported by the committee was lost.

Mr. Clark moved to lay the bill on the table. Lost—yeas 12, nays 74.

Yeas—Messrs. Brewer, Clark, Davidson, Lane, Lanier, Maddox, Milner, Owens, Powell, Walker of Marengo, White, Wilson of Shelby.

Nays—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calaway, Camp, Collier, Cooley, Cowart, Cunningham, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Langdon, Lary, Morrisette, McCullough Nelson, Newman, Newsom, Nolen, Patton, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler.

On motion of Mr. Price, the vote by which the substitute reported by the committee was lost, was re-considered.

Mr. Cunningham moved to amend the substitute, by adding thereto the following:

" *Provided*, That this bill shall not apply to any person who may be a delegate to or a member of any convention, association or society to whom special rates had been granted in going to and from the place of meeting of any such convention, society or association. Lost.

Mr. Langdon moved to amend as follows:

" *Provided*, That the provisions of this act shall not apply to agents or attorneys of railroads when engaged in railroad business. Lost.

Mr. Nelson moved to amend the title by adding after the words "free passes" the words "passing free." Adopted.

The substitute was then adopted—yeas 59, nays 25.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Collier, Cooley, Cowart, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kirkland, Langdon, Lary, Morrisette, McCullough, Nelson, Newsom, Nolen, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bankhead, Brewer, Caffee, Callaway, Camp, Cunningham, Clark, Donoho, Head, Kent, Lanier, Long, Maddox, Martin, Milner, Newman, Owens, Sharit, Shields, Taylor, Walker of Marengo, White, Wilson of Shelby, Wright of Russell.

And the bill was read the third time and passed—yeas 65, nays 25.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Collier, Cooley, Cowart, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Long, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Wal-

ler, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bankhead, Billingslea, Brewer, Caffee, Camp, Cunningham, Clark, Davidson, Donoho, Head, Kent, Lane, Lanier, Long, Maddox, Martin, Milner, Nettles, Patton, Sharit, Taylor, Walker of Marengo, White, Wilson of Shelby, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 2, 1881.

Mr. Speaker :

The Senate has adopted the joint resolution herewith sent, raising a joint committee of five on the local option liquor law.

Committee on part of the Senate. Messrs. Roquemore and Hargrove.

W. L. CLAY, Secretary.

The Senate joint resolution above set out, was read and adopted.

Committee on part of the House, Messrs. Powell, Betts and Lary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., Feb. 2, 1881.

Mr. Speaker :

The Governor has approved the following bills which originated in the House :

H. B. 82. To prevent the running at large of stock in certain portions of Dallas county ;

H. B. 13. To amend section 413 of the Code ;

H. B. 407. To provide for taxing the shares of the capital stock of National Banking Associations ;

H. B. 391. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or other intoxicating drinks, within three miles of the church at Jemison, in the county of Chilton ;

H. B. 253. To authorize and empower the city of Troy to levy and collect license taxes upon any business, occupation, avocation or employment that may be carried on within its corporate limits ;

H. B. 402. To amend section 376 of the Code of Alabama ;

- H. B. 462. To amend section 371 of the Code;
 H. B. 290. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within three miles of Central Institute, in the county of Elmore;
 H. B. 315. To prohibit the sale, giving, distilling, or otherwise disposing of intoxicating beverages in Orenshaw county.

Very respectfully,

THOS. H. REYNOLDS,
 Recording Secretary.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced as follows:

By Mr. Smith—

H. B. 614. To regulate the bond of the sheriff of Baldwin county;

Also,

H. B. 615. To prevent persons who live in the State of Florida, not landholders in the county of Baldwin, State of Alabama, from driving into said county, cattle or stock of any kind for the purpose of using the rage lying therein;

By Mr. Johnson of Blount—

H. B. 616. To amend section 421 of the Code of Alabama;

Also,

H. B. 616½. To authorize the county superintendent of education of Blount county, Alabama, to settle with R. T. Robinett, late superintendent of education of Blount county, Alabama;

By Mr. Wimberly—

H. B. 617. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or other intoxicating liquors in six miles of Providence Church, located in beat No. 1, Butler county, Alabama;

By Mr. Hammond—

H. B. 618. To prevent the sale or giving away of alcoholic, spirituous, vinous or malt liquors within three and one-half miles of Bethel Church, beat 16, Calhoun county;

Also,

H. B. 619. To prevent the issuing or granting of wholesale or retail liquor license in the State of Alabama, except in incorporated towns and cities;

By Mr. Thomas—

H. B. 620. To prohibit the sale, giving away, or otherwise

disposing of any spirituous, vinous or malt liquors within three miles of Tuckersburgh, in the county of Chambers;

By Mr. Glover—

H. B. 621. To prevent injury to the fixtures erected in the county jail for convenience and comfort of the prisoners confined therein;

By Mr. Nolen—

H. B. 622. To prohibit the sale of spirituous or vinous liquors within three miles of Hebron Church, beat No. 1, Coosa county;

By Mr. Nelson—

H. B. 623. To incorporate the Mechanics' Steam Fire Company No. 2, of Selma, Alabama;

By Mr. Bruce—

H. B. 624. To prohibit the sale, or giving away, vinous, spirituous or malt liquors, or intoxicating bitters, within three miles of Lebanon, DeKalb county;

Also,

H. B. 625. To prohibit the sale, or giving away, vinous, spirituous, or malt liquors, or intoxicating drinks, within three miles of Mount Vernon Baptist Church, DeKalb county;

By Mr. Lary—

H. B. 626. To define the corporate limits of the city of Wetumpka;

By Mr. Kirkland—

H. B. 627. To prevent the sale, giving away or otherwise disposing of spirituous, vinous, or malt liquors, at or within five miles of Ebal Church, in Fayette county;

By Mr. Cunningham—

H. B. 628. To prohibit the sale of liquors in Belgreen beat, Franklin county;

Also,

H. B. 629. To prohibit the sale of liquors in certain limits near Newburgh, Franklin county;

By Mr. Avery—

H. B. 630. To amend section 1 of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats Nos. one, two, three, four, five, six, seven, eight and nine of Hale, and of cotton produced in said counties;

By Mr. Robinson—

H. B. 631. To compensate township superintendents of

education for services, where the school sections remain unsold ;

By Mr. Sharit—

H. B. 632. To amend section 1686 of the Code ;

By Mr. Patton—

H. B. 633. To prevent the sale, giving away, or otherwise disposing of spirituons, vinous or malt liquors within two miles of Centre Star Church, in the county of Landerdale, Alabama ;

Also,

H. B. 634. To authorize the commissioners court of Lauderdale county to issue bonds to construct bridges in said county, and to pay and extend the debt of said county created prior to 1775 ;

By Mr. Martin—

H. B. 635. To prohibit the sale of liquors at Mt. Hope, Alabama ;

By Mr. Brewer—

H. B. 636. To provide for summary judgments against judges of probate and tax collectors ;

By Mr. Tyson—

H. B. 637. To amend section 335 of the Code of Alabama ;

Also,

H. B. 638. To secure complete records in the courts of this State ;

By Mr. Brooks of Macon—

H. B. 639. To repeal an act to arrange and number the districts, and to fix the times of the courts of the eastern chancery division ;

By Mr. Betts—

H. B. 640. To amend the act regulating the trial of misdemeanors in Madison county ;

By Mr. Betts—

H. B. 641. To fix the time of holding the circuit courts in the several counties comprising the 8th judicial circuit ;

Also,

H. B. 642. To fix the number of representatives in the lower House of the General Assembly, and to distribute them among the several counties ;

Also,

H. B. 643. To turn over to the several counties the unredeemed lands and real estate sold for taxes ;

Also,

H. B. 644. To punish betting on games of hazard or address, and to repeal section 4207 of the Code ;

By Mr. Bradford—

H. B. 645. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating beverages, within seven miles of Friendship Baptist church, in Marengo county ;

By Mr. Price—

H. B. 646. To grant to, and vest in, John Callahan Hawud the real and personal estate of which Elizabeth Callahan, deceased, was siezed and possessed at the time of her death ;

Also,

H. B. 647. To amend section 3718 of the Code of Alabama, respecting the removal of trustees, &c. ;

Also,

H. B. 648. To amend an act entitled an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county ;

Also,

H. B. 649. To amend sections 10 of an act entitled an act to provide for the sale of land and other real estate for delinquent taxes, and the redemption thereof ;

By Mr. Walker of Montgomery—

H. B. 650. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of Mt. Carmel church, Montgomery county, Alabama, and Rehoboth church, in Crenshaw county, Alabama ;

By Mr. Heacock—

H. B. 651. For the relief of Geo. W. Chambers, late treasurer of Talladega county ;

By Mr. Taylor—

H. B. 652. To better provide for the assessment of the poll tax, and to increase the school fund of the State ;

By Mr. Slaughter—

H. B. 653. To prohibit the sale, giving away, or otherwise disposing of spirituous or intoxicating liquors, or bitters, in beat 15, Tallapoosa county ;

By Mr. Brown of Tuskaloosa—

H. B. 654. To fix the rate of taxation ;

By Mr. Donoho—

H. B. 655. To amend sections 3289 and 3291 of the Code of Alabama ;

Also,

H. B. 656. To authorize the assessment and collection of taxes upon the lands belonging to Mrs. M. J. Eddings of the county of Tuskalooosa, by the tax assessor and tax collector of the county of Tuskalooosa, and exempt the same from taxation in the county of Hale;

Also,

H. B. 657. To provide a fund for the payment of witnesses for the State in circuit and county courts of Tuskalooosa, and prescribe their compensation;

By Mr. Owens—

H. B. 658. To amend section 4443 of the Code of Alabama;

Also,

H. B. 659. To amend section 871 of the Code, so as to include houses and other fixtures;

By Mr. Newman—

H. B. 660. For the relief of Andrew J. Mauning, and others therein named, citizens of Cullman county;

By Mr. Owens—

H. B. 661. To allow defendants in criminal cases, when the offense charged is a misdemeanor, to give evidence in their own behalf;

By Mr. Wright of Butler—

H. B. 662. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors in Mauningham beat, Butler county, Alabama;

By Mr. Powell—

H. B. 663. To amend sections 1 and 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879;

By Mr. Langdon—

H. B. 664. For the relief of Mary Callahan and Ellen Devlin from the effects of the law of escheat, so far as a certain piece of land now in their possession is concerned;

By Mr. Price—

H. B. 665. To legalize the settlements heretofore made by the Auditor of the State with the tax collector in respect to the county taxes paid and allowed to the respective counties in cases where lands have been sold for taxes and bought in by the State;

By Mr. Renfro—

H. B. 666. To provide for the repairing and re-furnishing the Capitol, and for necessary work on the same, and the grounds;

Which bills were severally read once, and ordered to a second reading.

Mr. Sowell presented petition of citizens of Escambia county, against the sale of liquor in said county, which was referred to the committee on temperance.

Mr. Hammond presented petition of citizens of beat No. 2, Calhoun county, which was referred to the committee on temperance.

Mr. Brewer offered the following resolution, which was adopted :

Resolved, That the existing committee on re-apportionment in the General Assembly of the State be increased to one from each congressional district.

Mr. Brewer offered the following resolution :

Resolved, That the judiciary committee of this House be, and they are, hereby instructed to consider the propriety of reporting a bill to provide a lien in favor of physicians for professional services ;

Which, on motion of Mr. Bankhead, was laid on the table.

Mr. Callaway offered a preamble and resolution on the subject of prohibition, in making and selling alcoholic liquors, and appointing a joint committee to take the same into consideration ; which was adopted.

Committee on part of the House—Messrs. Price, Callaway, and Kirkland.

Mr. Nelson offered the following resolution, which, under the rule, was laid over until to-morrow :

Resolved, That rule 39 be amended, to read as follows :

39. When a bill has been read the second time, and the question being upon its reference, if no motion is made to refer to a committee, then the Speaker shall name the committee to which the bill shall be referred ;

Provided, That all bills shall be referred to the particular committee having charge of the subject matter of the bill ; any bill not so referred shall be reported back by the committee to which it has been sent, requesting that it be referred to the proper committee.

REPORTS FROM STANDING COMMITTEES.

By leave, Mr. Langdon, from the committee on education, reported favorably to the bill—

H. B. 371. To authorize the county superintendent of education of Henry county to disburse certain poll tax ;

Which bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Beck, Billingslea, Bowdon, Bulger, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Collier, Cowart, Dement, Donoho, Floyd, Gilmore, Hammonnd, Harris, Kent, Kirkland, Lane, Langdon, Lary, Long, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 240. To amend an act entitled an act to regulate the fine and forfeiture fund in certain counties, approved February 13, 1879, in so far as the same applies to the county of Hale.

The substitute entitled a bill—

H. B. 240. To regulate the fine and forfeiture fund of Hale county.

The substitute was adopted and the bill read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Callaway, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Hammond, Harris, Heacock, Head, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Maddox, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Powell, Price, Ramsay, Robinson of Conecuh, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported a substitute for the bill—

H. B. 209. To authorize judges of probate in the several counties in this State to swear applicants or other persons as to age of parties intending to marry.

The substitute entitled a bill—

H. B. 209. To amend sections 2678 and 2681 of the Code.

The substitute was adopted, and the bill read the third time and passed—yeas 54, nays 8.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Beard, Bowdon, Bulger, Bradford, Brooks of Macon, Brown of Russell, Bruce, Caffee, Callaway, Cooley, Cowart, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Morrisette, McOnlough, Nelson, Newsom, Nolen, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Sheldon, Shields, Skoggs, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Betts, Brassfield, Brown of Tuskaloosa, Camp, Donoho, Head, Maddox, Underwood.

Also, from same committee, reported a substitute for the bill—

H. B. 229. For the criminal punishment of willful violations of written contracts.

Pending, when—

The hour of 12 o'clock arrived, and,

On motion of Mr. Brewer, the special order for that hour, viz.:

H. B. 171. For the organization of a railroad commission for the State of Alabama, &c.;

Was postponed until the bill pending could be disposed of.

The bill—

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics in the several counties of the State of Alabama;

The consideration of which was also the special order for 12 M. to-day, was—

On motion of Mr. Brewer, postponed until Saturday next, 12 M., and made the special order for that hour.

The House resumed the consideration of the bill—

H. B. 229. For the criminal punishment of willful violations of written contracts.

The question pending, being the substitute reported by the committee—

Mr. Brown of Russell, moved to amend as follows: "By inserting after the word 'year,' the words 'or who contracts for the rent of land.'" Adopted.

Mr. Wilson moved to amend as follows: Strike out the

words, "and without having first repaid such advances." Adopted.

Mr. Betts moved to amend by adding the following proviso: "Provided, that no prosecution shall be instituted under act, except at the instance of the party injured." Adopted.

Mr. Waller moved to amend by adding after the word, "service," the words "or such lands so rented." Adopted.

Mr. Lanier moved to lay the bill on the table. Lost—yeas 30, nays 64.

Yeas—Messrs. Bankhead, Betts, Billingslea, Caffee, Collier, Cunningham, Davidson, Grayson, Heacock, Head, Hogue, Lane, Lanier, Long, Maddox, Martin, Milner, Nelson, Newman, Nolen, Pickens, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Underwood, Vaught, White.

Nays—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Callaway, Camp, Cooley, Cowart, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Johnson of Autauga, Johnson of Blount, Kent, Langdon, Lary, McCullough, Newson, Nettles, Patton, Pomud, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Slaughter, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Waller called for the previous question, and it was sustained, and the substitute was adopted, and the bill ordered to be engrossed for a third reading on to-morrow.

SPECIAL ORDER.

The House next proceeded to the consideration of the bill—

H. R. 171. For the organization of a railroad commission for the State of Alabama;

The question pending being the substitute reported by the committee.

Pending its consideration, by leave—

Mr. Powell offered a resolution empowering the temperance committee to employ a clerk; which was adopted.

Pending the consideration of the substitute reported by the committee for House bill 171—

On motion of Mr. Lary, the House adjourned until to-morrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

THURSDAY, February 3, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Callaway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Anstill, Armstrong, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Bruce, Caffee, Callaway, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

The journal of yesterday was read and approved.

BILLS ON SECOND READING.

The bills—

- H. B. 616. To amend section 421 of the Code of Alabama;
- H. B. 637. To amend section 335 of the Code of Alabama;
- H. B. 638. To secure complete records in the courts of this State;
- H. B. 639. To repeal an act to arrange and number the districts, and to fix the terms of the courts of the eastern chancery division;
- H. B. 640. To amend the act regulating the trial of misdemeanors in Madison county;
- H. B. 641. To fix the time of holding the circuit courts in the several counties comprising the eighth judicial circuit;
- H. B. 646. To grant to and vest in John Callahan Hawul, the real and personal estate of which Elizabeth Callahan, deceased, was seized at the time of her death;

H. B. 647. To amend section 3718 of the Code, respecting the removal of trustees, &c.;

H. B. 648. To amend an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county;

H. B. 644. To punish betting on games of hazard, or address, and to repeal section 4207 of the Code;

H. B. 655. To amend sections 3289 and 3291 of the Code of Alabama;

H. B. 657. To provide a fund for the payment of witnesses for the State in circuit and county courts of Tuscaloosa, and prescribe their compensation;

H. B. 658. To amend section 4443 of the Code of Alabama;

H. B. 659. To amend section 871 of the Code of Alabama, so as to include houses and other fixtures;

H. B. 660. For the relief Andrew J. Manning, and others therein named, citizens of Cullman county;

H. B. 661. To allow defendants in criminal cases, when the offense charged is a misdemeanor, to give evidence in their own behalf;

H. B. 663. To amend sections 1 and 4 of an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879;

H. B. 664. For the relief of Mary Callahan and Ellen Devlin, from the effects of the law of escheat, so far as a certain piece of land, now in their possession, is concerned;

H. B. 665. To legalize the settlements heretofore made by the Auditor of the State with tax collectors, in respect to the county taxes paid and allowed to the respective counties, in cases where lands have been sold for taxes and bought in by the State;

H. B. 639. To repeal an act to arrange and number the districts, and to fix the terms of the courts of the eastern chancery division;

H. B. 614. To regulate the bond of the sheriff of Baldwin county;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 617. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous, or other intoxicating

liquors, in six miles of Providence church, located in beat No. 1, Butler county, Alabama;

H. B. 618. To prevent the sale, or giving away, of alcoholic, vinous, spirituous, or malt liquors, within three and one-half miles of Bethel church, beat 16, Calhoun county;

H. B. 619. To prevent the issuing or granting of wholesale or retail liquor license in the State of Alabama, except in incorporated towns and cities;

H. B. 620. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, within three miles of Tuckersburgh, in the county of Chambers;

H. B. 622. To prohibit the sale of spirituous or vinous liquors within three miles of Hebron church, beat No. 1, Coosa county;

H. B. 624. To prohibit the sale, or giving away, vinous, spirituous, or malt liquors, or intoxicating bitters, within three miles of Lebanon, DeKalb county;

H. B. 625. To prohibit the sale, or giving away, vinous, spirituous, or malt liquors, or intoxicating drinks, within three miles of Mount Vernon Baptist church, DeKalb county;

H. B. 627. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, at or within five miles of Ebel church, in Fayette county;

H. B. 628. To prohibit the sale of liquor in Belgreen beat, Franklin county;

H. B. 629. To prohibit the sale of liquor in certain limits, near Newburgh, Franklin county;

H. B. 633. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within two miles of Centre Star church, in county of Lauderdale;

H. B. 635. To prohibit the sale of liquors at Mt. Hope, Alabama;

H. B. 645. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating beverages, within seven miles of Friendship Baptist church, Marengo county;

H. B. 650. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within five miles of Mt. Carmel church, Montgomery county, Alabama, and Rehoboth church, in Crenshaw county, Alabama;

H. B. 653. To prohibit the sale, giving away, or otherwise disposing of spirituous or intoxicating liquors, or bitters, in beat 15, Tallapoosa county;

H. B. 662. To prohibit the sale, giving away, or otherwise

disposing of any spirituous, vinous, or malt liquors in Manningham beat, Butler county, Alabama;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 636. To provide for summary judgments against judges of probate and tax collectors;

H. B. 643. To turn over to the several counties unredeemed lands and real estate sold for taxes;

H. B. 649. To amend section ten of an act to provide for the sale of land and other real estate for delinquent taxes, and the redemption thereof;

H. B. 652. To better provide for the assessment of the poll tax, and to increase the school fund of the State;

H. B. 654. To fix the rate of taxation;

H. B. 656. To authorize the assessment and collection of taxes upon the lands belonging to Mrs. M. J. Eddins, of the county of Tuskaloosa, by the tax assessor and tax collector of the county of Tuskaloosa, and exempt the same from taxation in the county of Hale;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 615. To prevent persons who live in the State of Florida, and not landholders in the county of Baldwin, State of Alabama, from driving into said county cattle or stock of any kind, for the purpose of using the range lying therein;

H. B. 630. To amend section 1 of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Antauga, and in beats Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9, of Hale, and of cotton produced in said counties;

H. B. 651. For the relief of Geo. W. Chambers, late treasurer of Talladega county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 623. To incorporate the Mechanics Steam Fire Company No. 2, of Selma Alabama;

H. B. 626. To define the corporate limits of the city of Wetumpka;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 666. To provide for the repairing and re-furnishing of the capitol, and for necessary work on the same and the grounds;

H. B. 621. To prevent injury to the fixtures erected in the county jails for the convenience and comfort of the prisoners confined therein;

Were severally read the second time, and referred to the committee on public buildings and institutions.

The bill—

H. B. 632. To amend section 1686 of the Code;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 634. To authorize the commissioners court of Lauderdale county to issue bonds to construct bridges in said county, and to pay and extend the debt of said county created prior to 1875;

Was read the second time, and referred to the committee on counties and county boundaries.

The bills—

H. B. 616½. To authorize the county superintendents of education of Blount county, Alabama, to settle with R. T. Robinett, late superintendent of education, of Blount county, Alabama;

H. B. 631. To compensate township superintendents of education for services, where the school sections remain unsold;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 642. To fix the number of Representatives in the lower House of the General Assembly, and to distribute them among the several counties;

Was read the second time, and referred to the joint committee on re-apportionment.

By leave—

Mr. Betts presented the report of the superintendent of the 10th census, and two hundred copies were ordered printed.

The House next proceeded to the consideration of the resolution offered by Mr. Nelson, amending rule 39.

On motion of Mr. Foster, the resolution was referred to the committee on rules.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced as follows:

By Mr. Johnson of Autauga—

H. B. 667. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors within four miles of Salem M. E. Church, in the county of Autauga;

By Mr. Smith—

H. B. 668. To allow the county treasurer of Baldwin county fees and commissions for receiving and disbursing county revenue;

By Mr. Wright of Butler—

H. B. 669. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters, in beat No. 11, known as Butler Springs Beat, Butler county, Alabama;

Also, (by request)—

H. B. 670. To amend section 5033 of the Code, and to regulate the fees of justices of the peace;

By Mr. Smith—

H. B. 672. To amend an act to regulate legal advertisements by constables, approved December 3, 1878;

By Mr. Sanders—

H. B. 673. To fix the pay of the sheriff of Coffee county;

By Mr. Owens—

H. B. 674. For the relief of H. M. Humphries, of Crenshaw county;

By Mr. Underwood—

H. B. 674½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or other intoxicating liquors within two miles of the Methodist church, at the village of Allsboro, in the county of Colbert;

By Mr. Owens—

H. B. 675. To define homesteads, under the exemption laws of Alabama;

Also,

H. B. 676. To compensate Henry Warren for arresting and delivering to the sheriff of Crenshaw county Thomas Marler, charged and convicted of the murder of Dr. W. B. Colquett;

Also,

H. B. 677. To compensate J. J. Easterling for arresting and delivering to the sheriff of Crenshaw county, Boss Redman, one of the murderers of Dr. W. B. Colquett ;

By Mr. Callaway—

H. B. 678. To increase the fees of bailiffs in the State of Alabama ;

By Mr. Nelson—

H. B. 679. To secure to persons imprisoned or restrained of their liberty, proper access to counsel ;

By Mr. Lary—

H. B. 680. To amend an act approved February 1, 1879, to prevent, in certain cases, the sale, exchange and transportation of cotton in certain counties ;

Also,

H. B. 681. To amend an act to incorporate Pleasant Grove Methodist Episcopal Church, South, in the county of Coosa, and restrict the sale of ardent spirits within one-half mile of the same ;

By Mr. Kirkland—

H. B. 682. To prevent the sale, giving away or otherwise disposing of spirituous or malt liquors, or intoxicating biters, within three miles of Pine Grove church, in Fayette county, Alabama ;

By Mr. Brassfield—

H. B. 683. To prevent the running at large of stock in certain portions of Greene county ;

By Mr. Clark—

H. B. 684. To authorize the court of county commissioners of Greene county to issue bonds, for the purpose of compromising the due bonds of said county, issued in aid of Selma, Marion and Memphis Railroad Company ;

By Mr. Waller—

H. B. 685. To amend section 4855 of the Code ;

By Mr. Robinson of Jackson—

H. B. 686. To enlarge the powers of the Auditor and Board of Equalization on railroad property in this State, so as to impose upon the Auditor and Board of Equalization the duty of completing the assessment and equalization of railroad property taxable in this State, for State and county purposes, in the years 1869, 1871, 1873 and 1874, under the revenue law then of force, and under which the several railroad companies in this State escaped the payment of county taxes upon certain of their taxable property, and to provide methods whereby the escaped taxes, due to coun-

ties in this State upon such property, may now be enforced;

By Mr. Vaught—

H. B. 687. To amend subdivision 2 of section 2252 of the Code of Alabama;

By Mr. Wright of Lee—

H. B. 688. To change the boundary line between the counties of Lee and Macon;

By Mr. Brewer—

H. B. 689. To authorize and require the Governor to exchange a certain bond or certificate of stock therein named;

Also,

H. B. 690. To amend subdivision 17 of section 494 of the Code;

By Mr. Lanier—

H. B. 691. To amend section 1 of an act to amend section 4700 of the Code of Alabama;

By Mr. Bradford—

H. B. 692. To require all licenses issued, as required by law, to expire at a certain time;

By Mr. Langdon—

H. B. 693. To provide for the payment of costs in certain felony cases;

Also,

H. B. 694. To recognize the Factors' Cotton Press and Warehouse Company, of the city of Mobile, and to define and extend the powers thereof;

By Mr. Nettles—

H. B. 695. To relieve from disfranchisement David Watts, William Law and John McNeil, citizens of Monroe county, on account of the conviction of the charge of petit larceny;

By Mr. Skeggs—

H. B. 696. To amend an act to define the lien of the transfer of the vendor of land, approved February 13, 1879;

By Mr. Walker of Montgomery—

H. B. 697. For the relief of maimed officers and soldiers who belonged to military organizations of this State, or of the Confederate States;

Also,

H. B. 697½. To amend section 9 of an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated, and define fines and prescribe a rule of dam-

ages and rules of practice in trials of cases arising under this act ;

By Mr. Hogue—

H. B. 698. To amend section 5005 of the Code ;

Also,

H. B. 699. To amend section 5007 of the Code ;

By Mr. Agnew—

H. B. 700. To prohibit the sale or otherwise disposing of spirituous or intoxicating liquors in Pickens county, five miles east, five miles south, five miles west of Andrew Chapel church, and as far north as the Pickens county line extends ;

By Mr. Wilson of Shelby—

H. B. 701. To amend section 4644 of the Code of Alabama ;

Also, (by request)—

H. B. 702. To prohibit the sale, or giving away; or otherwise disposing of vinous, spirituous or malt liquors, or other beverages of any kind, composed in whole or in part of intoxicating material, by whatever name known, at or within five miles of the Methodist, Baptist, Presbyterian churches, of Columbiana, and Good Hope and Bethlehem churches, in beats numbers 1 and 2, all in Shelby county, Alabama ;

Also,

H. B. 703. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous or malt liquors, or other beverages of any kind composed in whole or in part of intoxicating material, by whatever name known, at or within four miles of any coaling kilns, or ovens, or pits, employed or to be employed for making charcoal by or for the use of Shelby Iron Company, in the county of Shelby, in this State ;

By Mr. Ramsay—

H. B. 704. To amend section 4322 of the Code ;

By Mr. Gilmore—

H. B. 705. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors within three miles of Cuba Station, Sumter county ;

By Mr. Taylor—

H. B. 706. To incorporate the Ten Island Manufacturing Company ;

By Mr. Slaughter—

H. B. 707. To amend section 154 of the Code ;

By Mr. Brown of Tuskaloosa—

H. B. 708. For the relief of B. F. Freeman of Tuskaloosa county ;

By Mr. Morrisette—

H. B. 709. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public with like powers, in the counties of Landerdale, Wilcox and Lawrence, approved June 25, 1879, in so far as the same applies to the county of Wilcox ;

By Mr. Beck—

H. B. 710. To regulate the right of redemption to families of decedents under the different exemption laws in force in the State, and to marshal the rights of creditors under said law ;

By Mr. Waller—

H. B. 711. To amend section 1702 of the Code of Alabama ;

By Mr. Newman—

H. B. 712. To change the boundary line between Winston and Cullman counties ;

By Mr. Powell—

H. B. 713. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, or intoxicating beverages, within six miles of the academy located at Perote, in Bullock county ;

By Mr. Wilson of Chambers—

H. B. 714. To authorize the court of county commissioners of Chambers county to adjust, compromise and settle the outstanding indebtedness of said county arising from bonds issued in payment of the capital stock of railroad companies ;

Which bills were severally read once, and ordered to a second reading.

Petitions in favor of the passage of the act requiring fire insurance companies to make a deposit with the State, before doing business, were presented, as follows :

By Messrs. Shields, Renfro, Ramsay, Newson, Armstrong, Billingslea, Sowell, Skeggs, Davidson, Wright of Russell, Wilson of Shelby, Bankhead, Newman, Hammond, Cunningham, Langdon, Bowdon (by request) Grayson, (by request), Sharit, Brown of Tuskaloosa (by request), Morrisette ;

Which were severally referred to the judiciary committee.

Mr. Watts presented petition of citizens of beat 15, Montgomery county, asking the repeal of stock law, and asked

that it accompany the bill introduced by Mr. Walker of Montgomery, this morning.

Mr. Nelson, presented memorial of bar of Dallas county, and petition of F. Boykin, jr., and others of Dallas county, praying the General Assembly not to abolish the city court of Selma;

Which was referred to the committee on local legislation.

Mr. Pickens presented petitions of certain citizens of Alabama, in favor of the repeal of the acts amending sections 274 and 276 of the Code;

Which were referred to the committee on privileges and elections.

Mr. Cunningham offered joint resolution, raising a joint committee on exemption laws;

Which was read and referred to the joint committee already raised on that subject.

Mr. Waller offered the following resolution, which was adopted:

Resolved, That the judiciary committee be, and they are, hereby instructed to inquire what further legislation, if any, is necessary, in respect to swamp and overflowed lands of the State, or the sales thereof, and to report by bill or otherwise.

On motion of Mr. Brewer, the vote by which the resolution offered by him was adopted on yesterday, was reconsidered.

Mr. Brewer offered a substitute.

On motion of Mr. Brown of Tuskaloosa, the substitute was amended so as to add two members from the Senate, and three from the House, and as thus amended, the substitute was adopted, and the resolution as amended was adopted.

Mr. Foster offered joint resolution, instructing the joint committee on re-apportionment to prepare and report a bill dividing the State into congressional districts, &c.

Mr. Betts moved to amend, so as to raise a joint committee on that subject.

On motion of Mr. Clark, the resolution was laid on the table.

BILLS ON THIRD READING.

The bill—

H. B. 229. For the criminal punishment of willful violations of written contracts;

Was read the third time, and on motion of Mr. Bankhead, was postponed and made the special order for Monday next 12 M.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 3, 1881.

Mr. Speaker :

The Senate has passed, without amendment, the following House bills :

H. B. 302. To prevent the sale of spirituous liquors in three miles of Midway church, in Monroe and Conecuh counties ;

H. B. 85. To authorize the commissioners court of Calhoun county to lay off said county into four commissioners' districts ;

H. B. 364. To authorize the corporate authorities of the town of Oxford, Calhoun county, Alabama, to levy and collect a license tax on shows, concerts and exhibitions within the incorporation ;

H. B. 358. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors within three miles of Dunn's Creek Baptist church, Tuskaloosa county ;

And has amended as therein shown, and passed the following House bills :

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within two miles of Olive Branch (Baptist) church, in Conecuh county ;

H. B. 168. To prevent sale of liquors within $3\frac{1}{2}$ miles of Meridianville, in Madison county ;

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads, in Montgomery county ;

H. B. 395. To prevent the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters, within three miles of the school house (known as the academy building), near the village of Brooklyn in Conecuh county ;

And has disagreed to House amendments to—

s. 136. To incorporate the Gainesville Male Academy ;

And has adopted joint resolution, herewith sent, appointing a joint committee of five to draft a memorial to Congress, requesting the granting of all public lands in the State of Alabama, to the State, for educational purposes.

Committee on part of the Senate—Messrs. Smith and Bowles.

W. L. CLAY, Secretary.

The Senate joint resolution just received was taken up and concurred in.

Committee on the part of the House—Messrs. Langdon, Wright of Russell and Skeggs.

REPORT OF STANDING COMMITTEES.

By leave, Mr. Collier, from committee on local legislation, reported favorably to the bill—

H. B. 477. To fix the time of holding the circuit court of Colbert county.

The bill was read the third time and passed—yeas 78, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Callaway, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Milner, Morrisette, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

The House next proceeded to the consideration of the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama.

The question pending being the substitute reported by the committee,

On motion of Mr. Foster, the substitute was considered by sections.

Mr. Welborn moved to amend as follows :

Strike out all of section 1, down to the word "Provided," in ninth line, and insert :

SECTION 1. *Be it enacted by the General Assembly of Alabama,* That there shall be elected by the two House of

the General Assembly, as early as practicable after the passage of this act, in joint convention assembled, three competent persons, who shall constitute a Board of Railroad Commissioners for the State of Alabama, and said board shall select one of its members as chairman thereof, and any vacancy occurring in the board shall be filled by the Governor, by appointment, and the person or persons so appointed shall continue in office until the vacancy or vacancies shall be filled by the next session of the legislature, which shall fill said vacancy or vacancies by an election. The members of said railroad commission shall hold their offices for the term of four years.

The amendment was lost—yeas 32, nays 54.

Yeas—Messrs. Armstrong, Barnett, Beard, Billingslea, Bulger, Bruce, Camp, Collier, Dement, Floyd, Gilmore, Johnson of Autauga, Johnson of Blount, Kent, Long, Newsom, Patton, Pickens, Powell, Robinson of Conecuh, Sharit, Shields, Skeggs, Slaughter, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers.

Nays—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Betts, Bowdon, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Cooley, Cowart, Cunningham, Clark, Davidson, Donohio, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Lane, Lanier, Langdon, Lary, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Nettles, Nolen, Pound, Price, Renfro, Robinson of Jackson, Sowell, Smith, Taylor, Thomas, Watts, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Langdon offered the following, which was adopted:

Amend section 1, by adding at end of fifth line, after the words "six years," as follows:

"The respective terms of each to be determined by lot between themselves, after confirmation by the Senate."

Mr. Grayson moved to amend, by striking out all between the words "thereafter," in the ninth line, and the word, "and" in the twelfth line, and insert; *Provided*, That two of said commissioners shall not be an officer, agent, attorney, or employe of any railroad company, or owner of any railroad stock or bonds, nor be interested as attorney or counsel in any matter to which any railroad, telegraph, express, or sleeping car company may be a party;

Which, on motion of Mr. Walker of Montgomery, was laid on the table.

By leave, Mr. Caffee introduced a bill, with petition—

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors or intoxicating bitters, or intoxicating beverages of any kind or description, within the limits of the county of Bibb;

Which was read once, and ordered to a second reading.

Pending the consideration of the railroad commission bill, H. B. 171, the House, on motion of Mr. Collier, adjourned until to-morrow morning 10 o'clock.

HOUSE OF REPRESENTATIVES,

FRIDAY, February 4, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Journal of yesterday read and approved.

Indefinite leave of absence was granted to Messrs. Taylor and Pickens.

SIGNING OF BILLS.

SENATE CHAMBER, Feb. 4, 1881.

Mr. Speaker :

The President has signed the following bill, which orig-

inated in the Senate, and your signature to the same is requested:

s. 19. To establish a new charter for the town of Evergreen, in Conecuh county.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the title had been publicly read, signed said bill.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 302. To prevent the sale of spirituous liquors in three miles of Midway church, in Monroe and Conecuh counties;

H. B. 364. To authorize and empower the town of Oxford, Calhoun county, Alabama, to levy and collect license taxes upon all shows, concerts or exhibitions, occupations, avocations or employment, that may be carried on within its corporate limits;

H. B. 358. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within three miles of Dunn's Creek Baptist church, in Crossland's beat, Tuskaloosa county, Alabama;

H. B. 85. To authorize the commissioners court of Calhoun county to lay off said county into four commissioners' districts.

Mr. Nelson gave notice that he would move to reconsider the vote by which Mr. Welborn's amendment to section 1 of the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama—

Was lost on yesterday.

BILLS ON SECOND READING.

The bills—

H. B. 670. To amend section 5033 (3520) of the Code;

H. B. 672. To amend an act entitled an act to regulate legal advertisements by constables, approved December 3, 1878;

H. B. 679. To secure to persons imprisoned or restrained of their liberty proper access to counsel;

H. B. 685. To amend section 4855 of the Code;

H. B. 687. To amend subdivision two (2) of section 2252 of the Code of Alabama;

H. B. 691. To amend section one (1) of an act entitled an act to amend section 4700 of the Code of Alabama;

H. B. 693. To provide for the payment of costs in certain felony cases;

H. B. 694. To recognize the Factors' Cotton Press and Warehouse Company of the city of Mobile, and to define and extend the powers thereof;

H. B. 696. To amend an act to define the lien of the transferee of the vendor of land, approved February 13, 1879;

H. B. 698. To amend section 5005 of the Code;

H. B. 699. To amend section 5007 of the Code;

H. B. 701. To amend section 4644 of the Code of Alabama;

H. B. 705. To define homesteads under the exemption laws of Alabama;

H. B. 707. To amend section 154 of the Code;

H. B. 709. To repeal an act entitled an act to increase the criminal jurisdiction of justices of the peace, and notaries public with like powers, in the counties of Lauderdale, Wilcox and Lawrence, approved January 25, 1879, in so far as the same applies to the county of Wilcox;

H. B. 710. To regulate the right of exemption to families of decedents under the different laws in force in the State, and to marshal the rights of creditors under said law;

H. B. 711. To amend section 1702 of the Code of Alabama;

H. B. 714. To authorize the court of county commissioners of Chambers county to adjust, compromise and settle the outstanding indebtedness of said county arising from bonds issued in payment of the capital stock of railroad companies;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 667. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors within four miles of Salem M. E. Church, in the county of Autauga;

H. B. 669. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters, in beat No. 11, known as Butler Springs beat, Butler county, Alabama;

H. B. 674½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or other intoxicating liquors

within two miles of the Methodist church, at the village of Allsboro, in the county of Colbert;

H. B. 682. To prevent the sale, giving away, or otherwise disposing of spirituous, or malt liquors, or intoxicating bitters, within three miles of Pine Grove church, in Fayette county, Alabama;

H. B. 700. To prohibit the sale, or otherwise disposing of spirituous or intoxicating liquors in Pickens county, five miles east, five miles south, five miles west of Andrew Chapell church, and as far north as the Pickens county line extends;

H. B. 702. To prohibit the sale, or giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or other beverages of any kind, composed in whole or in part of intoxicating material, by whatever name known, at or within five miles of the Methodist, Baptist and Presbyterian churches of Columbiana, and Good Hope and Bethlehem churches in beats Nos. 1 and 2, all in Shelby county, Alabama;

H. B. 703. To prohibit the sale, or giving away, or otherwise disposing of vinous, spirituous or malt liquors, or other beverages of any kind, composed in whole or in part of intoxicating material, by whatever name known, at or within four miles of any coaling kilns, or ovens, or pits, employed, or to be employed, for making charcoal by or for the use of the Shelby Iron Company, in the county of Shelby, in this State;

H. B. 705. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within three miles of Cuba Station, Sumter county;

H. B. 713. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages, within six miles of the Academy located at Perote, in Bullock county;

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters, or intoxicating beverages of any kind or description, within the limits of the county of Bibb;

Were severally read the second time, and referred to the committee on temperance.

The bill—

H. B. 695. To relieve from disfranchisement David Watts, William Car, and John McNeil, citizens of Monroe county, on account of the conviction of the charge of petit larceny;

Was read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 697½. To amend section 9 of an act entitled an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep, or goat, from allowing such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein, and prescribe a rule of damages, and rules of practice in trials of cases arising under this act;

Was read the second time, and referred to special committee of Montgomery delegates.

The bills—

H. B. 678. To increase the fees of bailiffs in the State of Alabama;

H. B. 673. To fix the pay of the sheriff of Coffee county;

Were severally read the second time, and referred to committee on fees and salaries.

The bills—

H. B. 684. To authorize the court of county commissioners of Greene county to issue bonds, for the purpose of compromising the old bonds of said county, issued in aid of Selma, Marion & Memphis Railroad Company;

H. B. 706. To incorporate the Ten Island Manufacturing Company;

H. B. 681. To amend an act to incorporate Pleasant Grove Methodist Episcopal Church, South, in the county of Coosa, and restrict the sale of ardent spirits within one-half mile of the same;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 680. To amend an act, approved February 1, 1879, to prevent, in certain cases, the sale, exchange, and transportation of cotton in certain counties;

H. B. 704. To amend section 4322 (3688) of the Code;

H. B. 683. To prevent the running at large of stock in certain portions of Greene county;

Were severally read the second time, and referred to committee on agriculture.

The bill—

H. B. 668. To allow the county treasurer of Baldwin county fees and commissions for receiving and disbursing county revenue;

*Was read the second time, and referred to the committee on local legislation.

The bills—

H. B. 697. For the relief of maimed officers and soldiers, who belonged to military organizations of the State, or of the Confederate States;

H. B. 708. For the relief of B. F. Freeman of Tuskaloosa county;

Were severally read the second time, and referred to the committee on appropriations.

The bills—

H. B. 688. To change the boundary line between the counties of Lee and Macon;

H. B. 712. To change the boundary line between Winston and Cullman counties;

Were severally read the second time, and referred to the committee on counties and county boundaries.

The bills—

H. B. 674. For the relief of H. M. Humphries of Crenshaw county;

H. B. 976. To compensate Henry Warren for arresting, and delivering to the sheriff of Crenshaw county, Thomas Marler, charged and convicted of the murder of Dr. W. B. Colquett;

H. B. 677. To compensate J. J. Easterling for arresting, and delivering to the sheriff of Crenshaw county, Boss Redman, one of the murderers of Dr. W. B. Colquett;

H. B. 686. To enlarge the powers of the Auditor and Board of Equalization on railroad property within this State, so as to impose upon the Auditor and Board of Equalization the duty of completing the assessment and equalization of railroad property taxable in this State, for State and county purposes in the year 1869, 1871, 1873, and 1874, under the revenue laws then of force, and which the several railroad companies in this State escaped the payment of county taxes upon certain of their taxable property, and to provide methods whereby the escaped taxes due to counties in this State, upon such property, may now be enforced;

H. B. 689. To authorize and require the Governor to exchange a certain bond or certificate of stock, therein named;

H. B. 690. To amend subdivision 17 of section 494 of the Code;

H. B. 692. To require all licenses issued as required by law to expire at certain time ;

Were severally read the second time, and referred to the committee on ways and means.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 4, 1881.

Mr. Speaker :

The Senate has originated and passed the following bill :

s. 166. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or any intoxicating beverages, within three miles of Pratt Mines school-house, in Jefferson county ;

And has amended, as therein shown, and passed the following House bills :

H. B. 312. To amend section 1 of an act entitled an act to prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within two miles of Milltown Academy, in Milltown, Chambers county, Alabama ;

H. B. 184. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within five miles of the Methodist church at Monterey, Butler county ;

H. B. 356. To authorize the commissioners court of Talladega county to lay off said county into four commissioners districts ;

H. B. 471. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors in beats 10 and 11 in Chambers county ;

H. B. 317. To prohibit the sale, or giving away, of vinous, spirituous, or malt liquors, or intoxicating bitters, within two miles of the town of Fort Payne, DeKalb county ;

And has also concurred in the House joint resolution and preamble, on the subject of prohibition in making or selling alcoholic liquors ;

Committee on part of the Senate : Messrs. Farnham and Norman.

WM. L. CLAY, Secretary.

The Senate bill just received, whose title is set out in the foregoing message (s. 166), was read once, and ordered to a second reading on to-morrow.

The House next proceeded to the consideration of House bills amended by the Senate.

On motion of Mr. Robinson of Conecuh, the amendment of the Senate to the bill—

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within two miles of Olive Branch Baptist church, in Conecuh county;

Was amended so as to read:

Provided, That this act shall not go into effect until January 1, 1882.

And as thus amended, was concurred in—yeas 41, nays 36.

Yeas—Messrs. Speaker, Avery, Bankhead, Beard, Billingslea, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Callaway, Cooley, Clark, Davidson, Dement, Glover, Head, Hogue, Johnson of Autauga, Kirkland, Lary, Long, McCullough, Nelson, Newsom, Nolen, Patton, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Tyson, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Shelby, Wright of Russell.

Nays—Messrs. Austill, Agnew, Armstrong, Barnett, Betts, Bulger, Brassfield, Brown of Tuskaloosa, Caffee, Camp, Collier, Cowart, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Johnson of Blount, Lane, Lanier, Maddox, Nettles, Owens, Pound, Powell, Renfro, Sheldon, Slaughter, Smith, Thomas, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

The House concurred in the Senate amendment to the bill—

H. B. 168. To prevent the sale of liquor within $3\frac{1}{2}$ miles of Meridianville, in Madison county.

Yeas 38, nays 19.

Yeas—Messrs. Speaker, Avery, Beard, Betts, Billingslea, Bowdon, Brooks of Macon, Brown of Russell, Collier, Cooley, Davidson, Dement, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Lary, McCullough, Newsom, Nolen, Owens, Patton, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Tyson, Underwood, Walker of Marengo, Welborn, Wilson of Shelby, Wright of Russell.

Nays—Messrs. Austill, Agnew, Armstrong, Barnett, Brown of Tuskaloosa, Bruce, Caffee, Cowart, Donoho, Harris, Heacock, Long, Nettles, Pound, Powell, Sheldon, Wilson of Chambers, Wright of Lee.

Also, concurred in the Senate amendments to the bill—

H. B. 395. To prevent the sale, giving away, or otherwise

disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of the school house known as the Academy Building, near the village of Brooklyn, in Conecuh county.

Yeas 68, nays 7.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Billingslea, Bulger, Brassfield, Brewer, Brooks of Coviugton, Brooks of Macon, Bruce, Caffee, Callaway, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Head, Kent, Kirkland, Lane, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bowdon, Brown of Russell, Lanier, Nolen, Ramsay, Renfro, Sowell, Underwood.

Also, concurred in the amendment of the Senate to the bill—

H. B. 184. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of the Methodist church, at Monterey, Butler county.

Yeas 42, nays 17.

Yeas—Messrs. Austill, Avery, Beck, Billingslea, Bradford, Brassfield, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Long, Martin, Morrisette, Nelson, Newsom, Nettles, Patton, Pound, Powell, Robinson of Conecuh, Sheldon, Sharit, Shields, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Nays—Messrs. Speaker, Bankhead, Bulger, Brown of Russell, Callaway, Camp, Cooley, Cowart, Clark, Hammond, Lanier, Lary, Ramsay, Sowell, Slaughter, Underwood, Wright of Lee, Wright of Russell.

Also, concurred in the amendment of the Senate to the bill—

H. B. 356. To authorize the commissioners court of Talladega county to lay off said county into four commissioners' districts.

Yeas 62, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Callaway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Lane, Lanier, Long, Maddox, Martin, Morrisette, Nelson, Newsom, Nettles, Nolen, Pound, Powell, Ramsay, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Underwood, Vanght, Walker of Marengo, Welborn, Wimberly, Wright of Butler, Wright of Lee.

The House refused to recede from its amendment to the Senate bill—

s. 136. To incorporate the Gainesville Male Academy.

The House concurred in the amendment of the Senate to the bill—

H. B. 471. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors in beats 10 and 11, in Chambers county.

Yeas 60, nays 4.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Callaway, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Johnson of Blount, Kent, Lane, Lanier, Maddox, Martin, Nelson, Newsom, Nettles, Nolen, Patton, Pound, Powell, Price, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Walker of Marengo, Welborn, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Brown of Russell, Clark, McCullough, Underwood—4.

Also, concurred in the Senate amendment to the bill—

H. B. 317. To prohibit the sale, or giving away of vinous, spirituous or malt liquors, or intoxicating bitters, within two miles of the town of Fort Payne, DeKalb county.

Yeas 47, nays 20.

Yeas—Messrs. Speaker, Agnew, Avery, Beck, Betts, Billingslea, Bowdon, Brooks of Macon, Brown of Russell, Caffee, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Lane, Lanier.

Langdon, Lary, Maddox, McCullough, Nelson, Newsom, Nolen, Patton, Powell, Ramsay, Sharit, Shields, Smith, Tyson, Underwood, Walker of Marengo, Walker of Montgomery, Welborn, White, Wright of Lee, Wright of Russell.

Nays—Messrs. Austill, Armstrong, Bankhead, Barnett, Bradford, Brassfield, Brown of Tuscaloosa, Callaway, Camp, Collier, Cooley, Floyd, Harris, Nettles, Pound, Sanders, Sheldon, Slaughter, Thomas, Wright of Butler.

Also, concurred in amendment of the Senate to the bill—

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads, in Montgomery county.

Yeas 71, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce Caffee, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nolen, Owens, Pound, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 4, 1881.

Mr. Speaker:

The Senate has adopted a substitute, herewith sent, for—
H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat therein.

WM. L. CLAY,
Secretary.

Mr. Nelson called up his motion to reconsider the vote by which the amendment offered by Mr. Welborn on yesterday to the bill—

H. B. 171. To establish a board of railroad commissioners, &c.;

Was lost.

Mr. Foster moved to lay the motion on the table. Lost—yeas 36, nays 55.

Yeas—Messrs. Speaker, Anstill, Agnew, Bowdon, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Callaway, Clark, Davidson, Dement, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kirkland, Lane, Langdon, Lary, Maddox, Morrisette, McCullough, POUND, Robinson of Jackson, Smith, Walker of Marengo, Watts, Wright of Russell.

Nays—Messrs. Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Brassfield, Brooks of Covington, Bruce, Camp, Collier, Cooley, Cowart, Cunningham, Floyd, Gilmore, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Long, Martin, Nelson, Newman, Newsom, Nolen, Owens, Patton, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Collier called for the previous question on the motion to reconsider, and it was ordered to be put.

The motion was agreed to—yeas 45, nays 43.

Yeas—Messrs. Armstrong, Avery, Bankhead, Barnett, Beard, Billingslea, Bulger, Brassfield, Bruce, Collier, Cooley, Cunningham, Floyd, Gilmore, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Long, Martin, Nelson, Newman, Newsom, Nolen, Owens, Patton, Powell, Robinson of Conecuh, Sanders, Sharit, Shields, Skeggs, Slaughter, Tyson, Thomas, Underwood, Waller, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Speaker, Anstill, Agnew, Beck, Betts, Bowdon, Bradford, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Cowart, Clark, Davidson, Dement, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kirkland, Lane, Langdon, Lary, Maddox, Morrisette, McCullough, Nettles, Pound, Price, Renfro, Robinson of Jackson, Sowell, Smith, Walker of Marengo, Watts, Wright of Russell.

By leave, Mr. Welborn withdrew his amendment, for the purpose of allowing a motion to be made to adopt the substitute reported by the committee.

Mr. Foster moved to adopt the substitute. Agreed to.

Mr. Welborn offered his amendment.

Mr. Bankhead moved to amend, by way of a substitute, as follows:

Strike out after the word Alabama, in 1st line, to the word "law" 4th line, and insert the following:

That the Governor shall nominate, as early as practicable after the passage of this act, nine (9) competent persons, three of whom shall be experienced in railway affairs, and three learned in the law, and three practical business men, and from the persons so nominated, the Senate shall proceed to elect one from each class who shall constitute a board of railroad commissioners for the State of Alabama.

The substitute was lost—yeas 24, nays 60.

Yeas—Messrs. Speaker, Austill, Bankhead, Bowdon, Brown of Russell, Cunningham, Clark, Foster, Glover, Hammond, Harris, Heacock, Head, Hogue, Kirkland, Langdon, Lary, Maddox, McCullough, Patton, Renfro, Vaught, Wilson of Shelby, Wright of Russell.

Nays—Messrs. Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Bruce, Caffee, Calloway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Floyd, Gilmore, Grayson, Johnson of Blount, Kent, Lane, Lanier, Long, Martin, Morrisette, Nelson, Newsom, Nettles, Nolen, Owens, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Tyson, Thomas, Underwood, Waller, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Butler.

And the amendment of Mr. Welborn was adopted—Yeas 53, nays 34.

Yeas—Messrs. Agnew, Armstrong, Avery, Barnett, Beard, Beck, Billingslea, Bulger, Brassfield, Brooks of Covington, Bruce, Camp, Collier, Cooley, Cowart, Cunningham, Dement, Floyd, Gilmore, Johnson of Autauga, Johnson of Blount, Kent, Long, Martin, Nelson, Newman, Newsom, Nolen, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Speaker, Austill, Bankhead, Betts, Bowdon, Bradford, Brewer, Brooks of Macon, Brown of Tuska-

loosa, Brown of Russell, Caffee, Calloway, Clark, Davidson, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Morrisette, McCullough, Pound, Smith, Walker of Marengo, Wright of Russell.

Pending the consideration of the bill;

By leave, bills were introduced:

By Mr. Maddox—

H. B. 716. To repeal an act to prevent the sale of vinous or spirituous liquors within one mile of Springville Academy, in St. Clair county, approved February 24, 1860;

Also, (with petition)—

H. B. 717. To repeal an act to incorporate the town of Springville, in the county of St. Clair, approved April 9, 1873;

By Mr. Hammond—

H. B. 718. To amend section 7 of an act for the publication of the Code of Alabama, approved February 3, 1877;

By Mr. Beard—

H. B. 719. To regulate fees of probate judges;

Also,

H. B. 720. To prohibit the sale, giving away, or otherwise disposing of alcoholic liquors in beat seven, in the county of Pickens;

By Mr. Bulger—

H. B. 721. To prohibit the granting of license to retail spirituous liquors in this State;

By Mr. Robinson of Jackson—

H. B. 722. To amend section 2827 of the Code;

By Mr. Speaker—

H. B. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers and others;

By Mr. Tyson—

H. B. 724. To encourage the manufacture of cotton by "Clement attachment," or any other attachment to gins, to manufacture cotton;

By Mr. Patton, (with petition)—

H. B. 725. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors in townships 1 and 2, in range 13, in the county of Lauderdale;

By Mr. Vaught—

H. B. 726. To amend section 2826 of the Code;

By Mr. Kent—

- H. H. 727. To amend section 4203 of the Code;
By Mr. Long—
- H. B. 728. To change the boundary line between the counties of Fayette and Walker;
By Mr. Bankhead—
- H. B. 729. To protect game in Lamar and Marion counties;
By Mr. Slaughter—
- H. B. 730. To amend section 3253, paragraphs 4 and 5, of the Code;
By Mr. Armstrong—
- H. B. 731. To prohibit the sale of vinous, spirituous or malt liquors within five miles of Baldwin Chapel, in Bullock county;
By Mr. Martin—
- H. B. 732. To prevent the sale of liquors in six miles of Bethel church, Lawrence county;
By Mr. Nettles—
- H. B. 733. For the relief of P. M. Dennis of Monroe county;
By Mr. Glover—
- H. B. 734. For the relief of maimed soldiers;
By Mr. Pound—
- H. B. 735. To define what is a cord of wood, and to prohibit the exacting of any greater number of feet than are by this act prescribed for a cord of wood;
By Mr. Sheldon—
- H. B. 736. To amend subdivision 2 of section 494 of the Code;
By Mr. Powell—
- H. B. 737. To prevent the sale of vinous, malt or intoxicating liquors in Bullock county;
By Mr. Austill—
- H. B. 738. To amend an act to provide more effectually for working the public roads, approved January 19, 1877;
Also,
- H. B. 739. To amend section 1630 of the Code;
Also,
- H. B. 740. Concerning partition walls, and to define the rights of adjoining owners therein;
By Mr. Calloway—
- H. B. 741. To repeal sections 562, 563 and 564 of the Code, so far as the same relates to the county of Dale;
By Mr. Walker of Marengo—
- H. B. 742. To prohibit the sale, giving away, or other

disposition of spirituous liquors within eight miles of the court house in the town of Linden, Marengo county;

By Mr. Calloway—

H. B. 743. To amend section 3900 of the Code;

By Mr. Nolen—

H. B. 744. To amend section 4215 of the Code;

By Mr. Beck—

H. B. 745. To prescribe the time in which contests for the office of judge of probate must be commenced;

By Mr. Harris—

H. B. 746. To amend section 1596 of the Code, to create a lien for the costs of repairs of partition fences on crops and stock;

By Mr. Walker—

H. B. 747. To amend an act to amend section 439 of the Code, approved February 12, 1879;

By Mr. Wilson of Shelby—

H. B. 748. To amend section 2928 of the Code;

By Mr. White—

H. B. 749. To regulate the compensation of sheriffs for the removal of prisoners;

By Mr. Austill—

H. B. 750. To provide for a more full and definite assessment of the poll tax, and to secure the more efficient collection of the same;

By Mr. Langdon—

H. B. 751. To prevent deception in sales of butter;

By Mr. Austill—

H. B. 752. To amend section 435 of the Code;

By Mr. Calloway—

H. B. 753. For the relief of Ida Deal of Dale county.

Petitions in favor of the passage of the bill requiring foreign insurance companies to deposit bonds, were presented—

By Messrs. Bradford, Beard, Robinson of Conecuh, Sanders, Vaught, Nolen;

Which were referred to the judiciary committee.

Mr. Beard presented a petition for the relief of the heirs of Uriah W. Mullins, late of Pickens county;

Which was referred to the judiciary committee.

Mr. Nelson presented petition of N. R. Chambliss and others, in relation to stock law;

Which was referred to the committee on local legislation;

Also, presented the petition of citizens of Vernon beat against abolishing city court of Selma;

Which was referred to same committee.

Mr. Beard presented counterpetition of citizens of Pickens county against the passage of the bill to prohibit sale of liquors, &c., within five miles of Andrew Chapel church and camp ground, Pickens county;

Which was referred to the committee on temperance.

Mr. Billingslea presented petition of citizens of Dallas county, in favor of abolishing city court of Selma;

Which was referred to the committee on local legislation.

On motion of Mr. Collier, the house adjourned until tomorrow morning, 10 o'clock.

HOUSE OF REPRESENTATIVES,

SATURDAY, February 5, 1881.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Calloway, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

Leave of absence was granted Mr. Head indefinitely, on account of sickness.

On motion of Mr. Foster, the reading of the journal of yesterday* was dispensed with.

On motion of Mr. Nelson, Mr. Austill was placed on the committee on corporations, to fill the vacancy caused by the indefinite leave of absence of Mr. Head.

And on motion of Mr. Watts, Mr. Austill was added to the judiciary committee.

The following changes of reference were made.

H. B. 333. Was referred to the committee on agriculture.

H. B. 634. Was referred to the committee on local legislation.

H. B. 708. Was referred to the committee on accounts and claims.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, signed said bills immediately after their titles had been publicly read :

H. B. 184. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of the Methodist church at Monterey, Butler county ;

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads, in Montgomery county ;

H. B. 395. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within six miles of the schoolhouse (known as the academy building), near the village of Brooklyn, in Conecuh county ;

H. B. 168. To prohibit the sale of spirituous, vinous or malt liquors, in any quantity, within three and one-half miles of the town of Meridianville, in Madison county ;

H. B. 356. To authorize the commissioners courts of the counties of Talladega, Pickens, Perry and Jefferson, to lay off said counties into four commissioners' districts ;

H. B. 471. To prohibit the sale or giving, or otherwise disposing of any spirituous, vinous or malt liquors, in beats 10 and 11 in Chambers county ;

H. B. 317. To prohibit the sale or giving away of vinous, spirituous or malt liquors, or intoxicating bitters, within two miles of the town of Fort Payne, DeKalb county.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 5, 1881.

Mr. Speaker:

The President has signed the following bills, which originated in the Senate, and your signature is requested to the same :

s. 131. To provide for the enforcement of judgments rendered by justices of the peace and notaries public ;

s. 115. For the protection of fish in the county of Baldwin.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bills—

H. B. 718. To amend section 7 of an act for the publication of the Code, approved February 3, 1877;

H. B. 722. To amend section 2827 of the Code of Alabama;

H. B. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers and others;

H. B. 726. To amend section 2826 of the Code of Alabama;

H. B. 727. To amend section 4203 of the Code;

H. B. 730. To amend section 3253, paragraphs 4 and 5 of the Code;

H. B. 735. To define what is a cord of wood, and to prohibit the exacting of any greater number of feet than are by this act prescribed for a cord of wood;

H. B. 740. Concerning partition walls, and to define the rights of adjoining owners therein;

H. B. 752. To amend section 435 of the Code of Alabama;

H. B. 747. To amend an act to amend section 439 of the Code of Alabama, approved February 12, 1879;

H. B. 748. To amend section 2928 of the Code of Alabama;

H. B. 744. To amend section 4215 of the Code of Alabama;

H. B. 745. To prescribe the time in which contests for the office of judge of probate must be commenced;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 724. To encourage the manufacture of cotton by "Clement Attachments," or any other attachment to gins to manufacture cotton;

H. B. 746. To amend section 1596 of the Code of Alabama, to create a lien for the costs of repairs of partition fences, on crops and stock;

H. B. 751. To prevent deception in the sale of butter;

Were severally read the second time, and referred to the committee on agriculture.

The bills—

H. B. 716. To repeal an act to prevent the sale of vinous

or spirituous liquors within one mile of Springvill Academy, in St. Clair county, approved February 24, 1860;

H. B. 717. To repeal an act to incorporate the town of Springville, in the county of St. Clair, approved April 9, 1873;

H. B. 720. To prohibit the sale, giving away, or otherwise disposing of alcoholic liquors in beat seven, in the county of Peckens;

H. B. 721. To prohibit the granting of license to retail spirituous liquors in this State;

H. B. 725. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors in townships 1 and 2, in range 13, in the county of Lauderdale;

H. B. 731. To prohibit the sale of vinous, spirituous or malt liquors within five miles of Baldwin Chapel, Bullock county;

H. B. 732. To prevent the sale of liquors in six miles of Bethel church, in Lawrence county;

H. B. 737. To prevent the sale of vinous, malt, or intoxicating liquors in Bullock county;

H. B. 742. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors within eight miles of the court house in the town of Linden, Marengo county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 719. To regulate fees of probate judges;

H. B. 741. To repeal section 562, 563 and 564 of the Code of Alabama;

H. B. 743. To amend section 39 of the Code of Alabama;

H. B. 749. To regulate the compensation of sheriffs for the removal of prisoners;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 736. To amend subdivision 2 of section 494 of the Code;

H. B. 753. For the relief of Ida Deal of Dale county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 738. To amend an act to provide more effectually for working the public roads, approved January 19, 1877;

H. B. 739. To amend section 1630 of the Code;

Were severally read the second time, and referred to the committee on public roads and highways,

The bill—

H. B. 750. To provide for a more full and definite assessment of the poll tax, and to secure the more efficient collection of the same;

Was read the second time, and referred to the committee on ways and means.

The bill—

H. B. 733. For the relief of P. M. Dennis of Monroe county;

Was read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 734. For the relief of maimed soldiers;

Was read the second time, and referred to the committee on military.

The bill—

H. B. 728. To change the boundary line between the counties of Fayette and Walker;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 729. To protect game in Lamar and Marion counties;

Was read the second time, and referred to the committee on game law.

And the Senate bill—

s 166. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating bitters, or any intoxicating beverages, within three miles of Pratt Mines school house, in Jefferson county;

Was read the second time.

Mr. Sharit offered the following amendment, which was referred, together with the bill, to the committee on temperance:

Amend by adding:

1. That this act shall not go into effect until the first day of January, 1882.

2. That in the event of the town of Pratt Mines being incorporated by the 31st of December, 1881, then the said town of Pratt Mines shall have all the powers conferred upon corporations by section 1782 of the Code.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 5, 1881.

Mr. Speaker :

The Senate has adopted the joint resolution herewith sent, in regard to the death of Senator Honston ;

And has concurred in House joint resolution, increasing the number of the joint committee on re-apportionment ;

Committee on part of the Senate :

Messrs. Roquemore and Satterfield.

And has amended, as therein shown, and passed the following House bills :

H. B. 299. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of New Hope church, in Dunn s beat No. 1, in Tuska-loosa county, Alabama ;

H. B. 257. To prevent the sale, giving away, or otherwise disposing of alcoholic vinous, or malt liquors, within three miles of the Baptist church of Garland, Butler county, Ala-bama ;

H. B. 294. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicat-ing bitters, within three miles of the churches and academys at Brundridge, in Pike county ;

H. B. 149. To prohibit the sale of spirituous and malt liquors in beat 4, Tallapoosa county ;

H. B. 202. To prevent the sale or giving away of spirituous, vinous or malt liquors within five miles of Philadelphia church, Monroe county ;

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxi-cating bitters, or intoxicating beverages, within three miles of Farrierville, in Bullock county ;

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union church, in Macon county ;

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters, in beat No. 2, known as the Russellville Beat, Franklin county ;

H. B. 183. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors, within four miles of the church, Georgiana, Butler county ;

H. B. 318. To prohibit the sale of malt, vinous, or spirit-uous liquors, or other intoxicating drinks within two miles of

the Baptist Missionary church, Santuck, in the county of Elmore;

And has originated and passed the following bills:

s. 179. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within five miles of Pleasant Hill church, Bibb county;

s. 171. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, malt or intoxicating liquors within three (3) miles of the academy in Loachapoka, Lee county;

s. 190. To repeal an act to prohibit the sale, gift or barter of intoxicating liquors within two miles of the academy in the town of Jasper, Walker county, Alabama;

s. 165½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, at, or within five miles of Bethel church, in Bibb county;

s. 137. To provide for the official declaration of election of certain officers in this State, and to prescribe the time in which official bonds shall be given;

s. 204. To amend section 290 of the Code;

s. 233. To amend the charter of the town of Gainesville, in Sumter county, Alabama;

s. 153. To better provide for the care and comfort of the paupers of Calhoun county;

s. 170. To prevent circuit solicitors from appointing deputies to represent them in the prosecutions of criminal cases;

s. 156. To amend an act to more effectually provide for the payment of grand and petit jurors in the county of Washington, approved February 19, 1875;

s. 148. To repeal section 4 of an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879.

W. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the foregoing message, were severally read the first time, and ordered to a second reading on to-morrow.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
Montgomery, Ala., February 5, 1881.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House:

H. B. 358. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within three miles of Dunn's creek Baptist church in Cross Lands Beat, Tuskaloosa county, Alabama;

H. B. 85. To authorize the commissioners court of Calhoun county to lay off said county into four commissioners' districts;

H. B. 302. To prevent the sale of spirituous liquors in three miles of Midway church, in Monroe and Conecuh counties;

H. B. 364. To authorize and empower the town of Oxford, Calhoun county, Alabama, to levy and collect license taxes upon all shows, concerts or exhibitions, occupations, avocations or employment, that may be carried on within its corporate limits;

H. B. 317. To prohibit the sale or giving away of vinous, spirituous or malt liquors, or intoxicating bitters, within two miles of the town of Fort Payne, DeKalb county;

H. B. 465. In relation to roads, bridges, county tools, and overseers of roads, in Montgomery county;

H. B. 471. To prohibit the sale, or giving away, or otherwise disposing of any spirituous, vinous or malt liquors in beats 10 and 11, in Chambers county;

H. B. 356. To authorize the commissioners courts of the counties of Talladega, Pickens, Perry and Jefferson to lay off said counties into four commissioners' districts;

H. B. 168. To prohibit the sale of spirituous, vinous, or malt liquors, in any quantity, within three and one-half miles of the town of Meridianville, in Madison county;

H. B. 184. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within five miles of the Methodist church, at Monterry, Butler county Alabama;

H. B. 395. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters, within six miles of the school house (known

as the academy building), near the village of Brooklyn, in Conecuh county.

Very respectfully,
THOS. H. REYNOLDS,
Recording Secretary.

The House concurred in the amendment of the Senate to the bill—

H. B. 312. To amend section one of an act to prohibit the sale, giving away or otherwise disposing of spirituous vinous or malt liquors within two miles of Milltown Academy, in Milltown, Chambers county, Alabama—yeas 65, nays 4.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Caffee, Collier, Cooley, Cowart, Cunningham, Clark, Donoho, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Antauga, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Walker of Marengo, Welborn, Wilson of Chambers, Wright of Lee, Wright of Butler.

Nays—Messrs. Betts, Brown of Russell, Johnson of Blount and Underwood.

On motion of Mr. Johnson of Blount, the consideration of the substitute of the Senate to the bill—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases, &c.;

Was made the special order for Thursday next, 10th inst., 12 M.

On motion of Mr. Foster, the regular order of business was suspended, to allow the standing committees to report.

Mr. Brewer, from the committee on ways and means, reported a substitute for the bill—

H. B. 584. To secure prompt and faithful settlements of tax collectors with the State and county, and to prescribe the penalty for a failure therein.

The substitute was adopted.

Mr. Brewer offered the following amendment:

Strike out "pay over," and insert, "and make final settlement," in section 1;

Which was adopted.

Mr. Waller moved to amend, by striking out the words "to collect," in section 1, and insert "to pay over."

Which was, on motion of Price, laid on the table.

The bill was read the third time and passed—yeas 76, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nolen, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

n. b. 332. To regulate the collection of the poll tax in this State.

The bill was read the third time and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Russell.

Also, from the same committee, reported favorably to the bill—

H. B. 338. To dispose of the swamp and overflowed land fund, now in the State treasury.

The bill was read the third time and passed—yeas 63, nays 5.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cooley, Cowart, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Hogue, Johnson of Autauga, Kirkland, Lane, Langdon, Lary, Maddox, Martin, Morrisette, Newsom, Nettles, Nolen, Patton, Pound, Renfro, Robinson of Jackson, Sanders, Sowell, Skeggs, Slaughter, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Johnson of Blount, Long, Price, Smith and Underwood—5.

Also, from same committee, reported a substitute for the bill—

H. B. 400. To amend subdivision 8 of section 362 of the Code;

Pending consideration of the bill, hour of 12 m. arrived.

On motion of Mr. Foster, the special order, house bill 171, was postponed till 1 p. m. to-day;

And the House resumed consideration of the bill—

H. B. 400. To amend subdivision 8 of section 362 of the Code.

The substitute was adopted.

Mr. Watts moved to amend, by way of a substitute.

Mr. Nelson moved to amend the substitute, by adding:

Provided, That where a mortgage or other security is given to secure any such contract or note, and the property upon which the same is given is taxed as other property, then, and in that event, such note or contract shall not be assessed for taxation;

Which, on motion of Mr. Waller, was laid on the table.

Mr. Wilson of Shelby moved to amend, by adding:

Provided, The indebtedness of the tax-payer shall be deducted, and the excess only shall be taxed;

Which, on motion of Mr. Foster, was laid on the table.

Mr. Anstill moved to amend, as follows:

Strike out the words "or notes given for rent of lands, or hire of taxable property;"

Which, on motion of Mr. Waller, was laid on the table.

Mr. Betts moved to amend, by adding after the word "hire," the words "for the current year."

The amendment was adopted, and the substitute of Mr. Watts, as amended, was adopted;

And the bill was read the third time and passed—yeas 58, nays 30.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Clark, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Hogue, Kirkland, Lane, Langdon, Lary, Martin, Morrisette, McCullough, Newsom, Nettles, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Smith, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Speaker, Barnett, Bowdon, Bulger, Brassfield, Calloway, Collier, Dement, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Long, Maddox, Nelson, Newman, Nolen, Owens, Patton, Pound, Robinson of Conecuh, Sheldon, Slaughter, Tyson, Underwood, Walker of Montgomery, White, Wilson of Shelby.

The special order for one p. m., viz: the railroad commission bill, (H. B. 171), was, on motion of Mr. Foster, further postponed, and made the special order for Monday next, 12 m.

Mr. Brewer, from the committee on ways and means, reported a substitute for the bill—

H. B. 93. To amend section 435 of the Code.

The substitute was adopted, and the bill read the third time and passed—yeas 61, nays 5.

Yeas—Messrs. Speaker, Austill, Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Cooley, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Maddox, Morrisette, McCullough, Newsom, Nettles, Nolen, Patton, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sheldon, Sharit, Slaughter, Smith, Thomas, Vaught, Walker of Marengo,

Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee.

Nays—Messrs. Betts, Floyd, Long, Newman and Owens.

On motion of Mr. Johnson of Blount, the bill—

H. B. 560. To amend section 1540 of the Code ;

Which was made the special order for 12 M. to-day, was made the special order for Tuesday next, 12 M., and 150 copies of the substitute were ordered printed.

On motion of Mr. Cunningham, the consideration of the bill, H. B. 246, (vital statistics), was made the special order for the hour of half past 12, Tuesday next.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 5, 1881.

Mr. Speaker :

The Senate has passed House bills—

H. B. 263. To amend section 5049 of the Code of Alabama, so far as the same relates to Clay county ;

H. B. 288. To amend section 5063 of the Code of Alabama, so far as the same relates to Clay county.

W. L. CLAY, Secretary.

By leave, Mr. Lane, from the committee appointed to draft suitable resolutions upon the death of the late Senator George S. Houston, reported a series of resolutions, and moved that their consideration be set for Monday next, 12 M., to be considered in connection with the Senate resolutions on the same subject ;

Which was agreed to.

Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 493. To amend section 380 of the Code of Alabama.

Pending its consideration, by leave, the following bills were introduced :

By Mr. Thomas—

H. B. 754. To repeal an act to declare Joseph H. Harris (a liner between the counties of Chambers and Lee), a citizen of Lee county, and so change the line between said counties ;

By Mr. Donoho—

H. B. 755. To amend an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion ;

Also,

H. B. 756. To amend an act in relation to the trial of misdemeanors in Tuscaloosa and other counties therein named, approved March 19, 1875 ;

By Mr. Martin—

H. B. 757. To prohibit the sale of liquors within a radius of three miles of Landersville, Alabama ;

By Mr. Sharit—

H. B. 758. To regulate the weighing of cotton in Jefferson county ;

By Mr. Nelson—

H. B. 759. To amend section 1 of an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as the same relates to Dallas county ;

By Mr. Speaker (by request, accompanied with petitions *pro* and *con*)—

H. B. 760. To prohibit the sale of vinous, spirituous or malt liquors, or other intoxicating beverages, within five miles of Grace's church, commonly called County Line church, in Boykin's beat, Dallas county ;

By Mr. Robinson of Conecuh—

H. B. 761. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters or beverages, in beat No. 1, in Conecuh county ;

By Mr. Beck—

H. B. 762. To prevent the sale, giving away, or otherwise disposing of spirituous liquors in Pine Apple beat, in Wilcox county ;

Also,

H. B. 763. To confer additional jurisdiction upon the county court of Wilcox county, and to regulate the proceedings therein ;

By Mr. White—

H. B. 764. For the relief of the officers of court of Barbour county ;

By Mr. Powell—

H. B. 765. To amend section 1526 of the Code ;

By Mr. Price (with memorial)—

H. B. 766. To provide for the necessary repairs and preservation of the building of the Medical College of Alabama ;

By Mr. Floyd—

H. B. 767. To amend section 4205 of the Code ;

By Mr. Long—

H. B. 768. To establish a separate school district in Walker county, to be known as Pleasant Hill school district ;

By Mr. Sowell (by request)—

H. B. 769. For the relief John Morrill of Escambia county ;

By Mr. Bradford—

H. B. 770. To prohibit the sale of, or giving away, spirituous or malt liquors in Jefferson beat, Marengo county ;

By Mr. Walker of Montgomery—

H. B. 771. To amend section 4205 of the Code ;

By Mr. Sheldon—

H. B. 772. To amend section 4230 of the Code ;

By Mr. Owens—

H. B. 773. To prohibit the sale of vinous, spirituous or malt liquors in two miles of Rocky Mount, Crenshaw county, and to affix a penalty for the violation of the same ;

By Mr. Clark—

H. B. 774. To authorize the town of Entaw to borrow money by the issuance of new bonds, for the purpose of compromising and paying the outstanding bonds of said town, issued in aid of the Selma, Marion & Memphis Railroad Company ;

Also,

H. B. 775. To amend section 1598 of the Code ;

Which bills were severally read once, and ordered to a second reading.

Petitions were presented and referred, as follows :

By Mr. Nelson—

From citizens of Richmond and Carlowville beats, Dallas county, against abolishing city court of Selma ;

Referred to committee on local legislation.

By Mr. Powell—

From citizens of Indian Creek beat, Bullock county, for repeal of the stock law, for that beat ;

Referred to committee on counties and county boundaries.

Also,

Petition of S. W. King, and others, for the passage of a law prohibiting sale of spirituous liquors, &c., in Bullock county ;

Referred to committee on temperance.

Petitions in favor of the bill in regard to a deposit of bonds by foreign insurance companies, were presented by

Messrs. Clark, Long, Underwood, Welborn, Johnson of Blount;

Which were referred to the judiciary committee.

Mr. Wright of Butler presented petitions for prohibition of liquors within five miles of Butler Springs; and also within five miles of Greenville, in Butler county;

Which were referred to the committee on temperance.

Mr. Wright of Butler presented petition of the citizens of Manningham beat, Butler county, against the passage of an act to prohibit sale of liquor in said beat;

Which was referred to the committees on temperance.

Pending the consideration of H. B. 403, on motion of Mr. Watts, the House adjourned till Monday morning at 10 o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, February 7, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Calloway of the House.

There were present:

Messrs. Speaker, Anstill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, of Russell, Bruce, Caffee, Calloway, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Aautanga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Ponn, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Leave of absence for the first part of the session was granted Mr. Mason, on account of sickness.

And to Mr. Avery for to-day, on account of sickness.

The Journals of yesterday and Friday was read and approved.

The Speaker presented a petition and memorial from Jones

Withers of Mobile, in regard to the election laws of the State ;

Which, on motion of Mr. Langdon, was referred to the committee on privileges and elections.

Mr. Johnson of Blount gave notice of a motion to reconsider the vote by which the bill, H. B. 400, passed on yesterday.

BILLS ON SECOND READING.

The bills—

H. B. 755. To amend an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker, and Marion;

H. B. 756. To amend an act entitled an act in relation to the trial of misdemeanors in Tuscaloosa and other counties therein named, approved March 19, 1875;

H. B. 763. To confer additional jurisdiction upon the county court of Wilcox county, and to regulate the proceedings therein;

S. B. 153. To better provide for the care and comfort of the paupers of Calhoun county;

S. B. 156. To amend an act to more effectually provide for the payment of grand and petit jurors in the county of Washington, approved February 19, 1875;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 757. To prohibit the sale of liquor within a radius of three miles of Landersville, Alabama;

H. B. 760. To prohibit the sale of vinous, spirituous, or malt liquors, or other intoxicating beverages, within five miles of Grace church, commonly called Line church, in Boykins beat, Dallas county;

H. B. 761. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters or beverages in beat No. 1, in Conecuh county;

H. B. 762. To prevent the sale, giving away, or otherwise disposing of spirituous liquors in Pine Apple beat, in Wilcox county;

H. B. 767. To amend section 4205 of the Code;

H. B. 770. To prohibit the sale of, or giving away, spirituous or malt liquors in Jefferson beat, in Marengo county;

H. B. 773. To prohibit the sale of vinous, spirituous, or

malt liquors, in two miles of Rocky Mount, Crenshaw county, and to affix a penalty for the violation of the same;

s. B. 165½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, at or within five miles of Bethel church, in Bibb county;

s. B. 171. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, malt or other intoxicating liquors, within three (3) miles of the academy in Loachapoka, Lee county;

s. B. 179. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, at or within five miles of Pleasant Hill church, in Bibb county;

s. B. 190. To repeal an act to prohibit the sale, gift or barter of intoxicating liquors within two miles of the academy in the town of Jasper, Walker county, Alabama;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 758. To regulate the weighing of cotton in Jefferson county;

H. B. 765. To amend section 1526 of the Code;

H. B. 771. To amend section 4205 of the Code;

H. B. 772. To amend section 4230 of the Code;

s. B. 148. To repeal section 4 of an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879;

s. B. 170. To prevent circuit solicitors from appointing deputies to represent them in the prosecution of criminal cases;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 769. For the relief of John Morrill of Escambia county;

s. B. 137. To provide for the official declaration of election of certain officers in this State, and to prescribe the time in which official bonds shall be given;

s. B. 204. To amend section 290 of the Code;

Were severally read the second time, and referred to the committee on privileges and elections.

The bills—

H. B. 774. To authorize the town of Eutaw to borrow money

by the issuance of new bonds, for the purpose of compromising and paying the outstanding bonds of said town, issued in aid of the Selma, Marion and Memphis Railroad Company;

S. B. 233. To amend the charter of the town of Gainesville, in Sumter county, Alabama;

Were severally read the second time, and referred to the committee on corporations.

The bill—

H. B. 766. To provide for the necessary repairs and preservation of the building of the Medical College of Alabama;

Was read the second time, and referred to the committee on appropriations.

The bill—

H. B. 764. For the relief of the officers of court of Barbour county;

Was read the second time, and referred to the committee on accounts and claims.

The bill—

H. B. 759. To amend section 1 of an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as the same relates to Dallas county;

Was read the third time, and referred to the committee on game laws.

The bill—

H. B. 754. To declare Joseph H. Harris, a liner between the counties of Chambers and Lee, a citizen of Lee county, and so change the line between said counties;

Was read the second time, and referred to the committee on county and county boundaries.

The bill—

H. B. 775. To amend section 1598 of the Code;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 768. To establish a separate school district in Walker county, to be known as Pleasant Hill school district;

Was read the second time, and referred to the committee on education.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 7, 1881.

Mr. Speaker :

The Senate has passed, without amendment, the following House bills:

H. B. 110. To amend section 2944 of the Code;

H. B. 60. To repeal an act to confer jurisdiction upon the probate judge of Perry county, concurrent with the circuit court, with authority to hold court at Uniontown, Alabama, approved 13th February, 1879;

And has concurred in House amendment to Senate amendment to the bill—

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within two miles of Olive Branch (Baptist) church, in Conecuh county;

And has asked a committee of conference on the House amendment to the following Senate bill:

S. 136. To incorporate the Gainesville Male Academy;

Committee on part of the Senate, Messrs. Smith and McClellan;

And has originated and passed the following bills:

S. 178. To prohibit the sale or otherwise disposing of spirituous, vinous or malt liquors in four miles of Tabitha chapel, in beat 12, Tallapoosa county;

S. 285. To regulate the practice in the circuit courts in the county of Barbour;

S. 284. To amend subdivision eight of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879;

And has passed the following House bill—

H. B. 89. To regulate the trial of misdemeanors in Jackson county.

WM. L. CLAY, Secretary.

And the Senate bills just received, whose titles are set out in the foregoing message, were severally read once, and ordered to a second reading.

SENATE AMENDMENTS.

The House concurred in the amendment of the Senate to the bill—

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, or intoxicating beverages, within three miles of Farrierville, in Bullock county.

Yeas 50, nays 14.

Yeas—Messrs. Speaker, Agnew, Beck, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Caffee, Cunningham, Clark, Dement, Gilmore, Hammond, Heacock, Hlongue, Johnson of Antauga, Johnson of Blount, Kent, Lanier, Langdon, Lary, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Patton, Renfro, Sanders, Sowell, Sharit, Slaughter, Taylor, Tyson, Underwood, Welborn, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Anstill, Armstrong, Bankhead, Brown of Tuskaloosa, Bruce, Calloway, Collier, Cooley, Floyd, Long, Owens, Pound, Powell, Thomas, Wilson of Chambers.

The House next proceeded to consider the amendments of the Senate to the bill—

H. B. 202. To prevent the sale, or giving away of spirituous liquors within five miles of Philadelphia Church, Monroe county;

And concurred in first amendment—yeas 36, nays 34.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Barnett, Bulger, Brassfield, Brooks of Covington, Bruce, Calloway, Collier, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Harris, Johnson of Antauga, Long, Mason, Nelson, Newsom, Nettles, Owens, Patton, Powell, Price, Robinson of Conecuh, Sanders, Smith, Thomas, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Bankhead, Betts, Billingslea, Bradford, Brown of Tuskaloosa, Brown of Russell, Camp, Clark, Hammond, Johnson of Blount, Lane, Lanier, Long, Maddox, Martin, Milner, McCullough, Newman, Nolen, Pound, Ramsay, Sowell, Sharit, Shields, Slaughter, Taylor, Tyson, Underwood, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Mr. Sharit moved to amend the second amendment, by adding, after the word "grapes," "blackberries, and other small fruits."

Mr. Owens moved to lay the amendment on the table. Lost.

The amendment was adopted, and the Senate amendment, as amended, was concurred in—yeas 57, nays 12.

Yeas—Messrs. Speaker, Anstill, Agnew, Beard, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of

Macon, Brown of Tuskaloosa, Bruce, Caffee, Camp, Clark, Davidson, Dement, Donoho, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Patton, Price, Ramsay, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Walker of Marengo, Welborn, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Armstrong, Calloway, Cooley, Cunningham, Foster, Grayson, McCullough, Owens, Pound, Powell, Underwood, Wilson of Chambers.

Also, concurred in the amendment of the Senate to the bill—

H. B. 149. To prohibit the sale of spirituous and malt liquors in beat four, Tallapoosa county.

Yeas 48, nays 8.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Bowdon, Bulger, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Calloway, Camp, Cooley, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lary, Long, Martin, Mason, Newsom, Nettles, Powell, Price, Renfro, Sanders, Skeggs, Slaughter, Smith, Taylor, Tyson, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Brown of Russell, Johnson of Blount, Maddox, Milner, McCullough, Nolen, Sowell, Underwood.

The House next considered the amendments of the Senate to the bill—

H. B. 294. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of the churches and academy at Brundidge, in Pike county.

Mr. Sharit moved to amend, by adding to second amendment after the word "grapes," "blackberries, or other small fruits." Lost;

And the amendments were concurred in—yeas 46, nays 8.

Yeas—Messrs. Speaker, Bowdon, Bradford, Brooks of Covington, Brown of Russell, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Hammond, Harris, Heacock, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nolen, Powell, Price, Sanders, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood,

Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Lee, Wright of Russell.

Nays—Messrs. Austill, Agnew, Armstrong, Bankhead, Calloway, Long, Ramsay, Sheldon.

Also, concurred in the amendments of the Senate to the bill—

H. B. 257. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within three miles of the Baptist church of Garland, Butler county.

Yeas 41, nays 14.

Yeas—Messrs. Speaker, Austill, Agnew, Barnett, Bowdon, Bulger, Bradford, Brassfield, Bruce, Caffee, Calloway, Collier, Cooley, Davidson, Dement, Donoho, Foster, Gilmore, Hammond, Harris, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Long, Martin, Mason, Morrisette, McCullough, Newsom, Price, Sheldon, Slaughter, Smith, Thomas, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Betts, Billingslea, Brown of Tuskaloosa, Brown of Russell, Clark, Heacock, Lanier, Lary, Maddox, Nolen, Patton, Sowell, Taylor, Underwood, Wright of Lee, Wright of Russell.

Also, concurred in the amendments of the Senate to the bill—

H. B. 299. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of New Hope Church, in Dunn's beat No. 1, in Tuskaloosa county.

Yeas 38, nays 14.

Yeas—Messrs. Speaker, Agnew, Beard, Bulger, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Hammond, Heacock, Johnson of Blount, Kirkland, Lane, Lary, Martin, Mason, Morrisette, McCullough, Newsom, Nolen, Patton, Sowell, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Austill, Bankhead, Barnett, Betts, Bowdon, Bruce, Cooley, Grayson, Johnson of Blount, Lanier, Long, Sheldon, Sharit, Shields.

Also, concurred in the Senate amendments to the bill—

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union Church, in Macon county.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Bruce, Caffee, Calloway, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Harris, Heacock, Kent, Kirkland, Lane, Long, Martin, Mason, McCullough, Nelson, Patton, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Slaughter, Smith, Thomas, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Brown of Russell, Johnson of Blount, Underwood.

The House next considered the amendment of the Senate to the bill—

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating bitters, in beatno 2, known as the Russellville beat, Franklin county.

Mr. Austill moved to amend the amendment, by way of a substitute, as follows.

Provided, That this act shall not go into effect, until January 1st, 1882.

On motion of Mr Cunningham, the amendment of Mr Austill was laid on the table.

And the House concurred in the amendment—yeas 52, nays 12.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Russell, Camp, Cooley, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lary, Long, Martin, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Patton, Powell, Price, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Austill, Bankhead, Brassfield, Brown of Tuskalooza, Bruce, Caffee, Calloway, Davidson, Donoho, Harris, Lane, Maddox, Pound, Wilson of Shelby.

Also concurred in the amendment of the Senate to the bill—

H. B. 183. To prevent the sale, giving away or otherwise disposing of alcoholic, vinous or malt liquors within four

miles of the churches of Georgiana, Butler county—yeas 51, nays 14.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beard, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Calloway, Camp, Cooley, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Hogue, Johnson of Blount, Kirkland, Lane, Lary, Long, Mason, Nelson, Newsom, Nettles, Owens, Powell, Price, Robinson of Conecuh, Sanders, Sowell, Sheldon, Slaughter, Smith, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Bankhead, Brown of Tuskaloosa, Brown of Russell, Lanier, Maddox, Nolen, Patton, Robinson of Jackson, Sharit, Skeggs, Thomas, Underwood, Vaught, Wright of Lee.

On motion of Mr. Wilson of Shelby, the bill—H. B. 229—was made the special order for to-morrow, 11 A. M.

The hour of 12 o'clock having arrived, the special order for this hour was taken up, viz., the bill—

H. B. 171. To establish a board of railroad commissioners.

By leave, Mr. Clark offered the following resolution :

Resolved, That on, and after to day, this House will hold evening sessions, commencing at 3½ P. M., and that at the hour of 4 P. M. the railroad commission bill (H. B. 171) be considered, and at that hour, each evening session, until disposed of.

Mr. Waller moved to amend, by striking out all after the words "3½ P. M.;"

Which, on motion of Mr. Clark, was laid on the table.

Mr. Bankhead moved to amend, so as to devote the evening sessions to reports of committees. Adopted.

Mr. Bowdon moved to re-consider the vote adopting the amendment. Lost.

And the resolution, as amended, was adopted.

The House then resumed the consideration of the bill (H. B. 171.)

Mr. Welborn offered the following amendment :

In the 9th line of section one, strike out the word "Provided," and all that follows in said section one, and insert the following :

That said railroad commissioners shall be State officers, and before entering on their duties shall take the oath of office prescribed for other State officers ; and may be impeached

and removed from office by the supreme court, for the same causes, and in the same manner, as other State officers. (No person who owns any pecuniary interest in any railroad in this State, or elsewhere, or who is a stockholder in any railroad, telegraph, express, sleeping car company, or mining company in this State, shall be a member of said commission.) Any commissioner of said board who shall accept any gift, gratuity, emolument or employment from any person, or corporation, owning or operating a railroad in this State, during his continuance in office, shall forfeit his office, and may be impeached and removed from office for that cause, as well as for any of the causes specified by law for the impeachment or removal from office of other State officers.

Mr. Langdon moved to amend, by striking out the words, "or mining company." Adopted.

Mr. Hogue moved to lay the amendment on the table. Lost.

The hour of one o'clock arrived, and, on motion of Mr. Lane, the resolutions reported by the committee on the death of Senator Houston were taken up and adopted by unanimously by rising vote, and the House stood adjourned until 3½ P. M.

RESOLUTIONS

Adopted by the House, on February 7th, 1881, in Memory of Hon. George S. Houston.

WHEREAS, Since the last adjournment of this body, Divine Providence has taken from life, in the midst of his usefulness, the Hon. George Smith Houston, late a Senator in Congress from the State of Alabama;

And whereas, it is meet and proper for the people of Alabama, in Legislature assembled, to attest their respect for the memory, their appreciation of the services, and their grief upon the death of the lamented statesman; therefore,

Be it resolved by the Senate, the House concurring, That it is with feelings of profound respect and sorrow that we contemplate, even though the lapse of time since the sad event, the death of Senator Houston.

Be it further resolved, That we feel we are best expressing the prevailing sentiment of the people of the State, that in the death of Senator Houston the State has lost one of her purest, noblest, most faithful and unselfish public servants, the memory of whom will be treasured up in the hearts of a grateful people, whom he loved and served so well.

Be it further resolved, That we recognize in his death a loss not only to the State, but to the nation in whose councils his name was as a watchword of "honest, wise and economical government."

Be it further resolved, That a page upon these minutes be inscribed with these resolutions; and that as a further mark of respect to the memory of the distinguished Senator, the House do now adjourn.

T. N. McCLELLAN,

A. G. SMITH,

J. L. CUNNINGHAM,

Committee on part of the Senate.

CHAS. P. LANE,

J. W. GRAYSON,

W. F. FOSTER,

T. H. WATTS, SR.

Committee on part of House.

EVENING SESSION.

February 7, 1881.

The House met pursuant to adjournment.

On motion of Mr. Langdon, the motion referring the memorial of Jones M. Withers to the committee on privileges and elections was re-considered, and the memorial was read at length and referred to said committee.

On motion of Mr. Owens, the following changes of reference were made :

House bills 676, 677 and 674, were referred to the committee on accounts and claims.

The House bill 605, was referred to the committee on corporations.

INTRODUCTION OF BILLS.

By leave, bills were introduced :

By Mr. Sanders—

H. B. 777. To repeal article 3 of chapter 6 of title 2 of part 1 of the Code of Alabama ;

By Mr. Glover, with petition, (by request)—

H. B. 778. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors within four miles of Womack Hill church, Choctaw county ;

By Mr. Nelson—

H. B. 779. To prevent stock from running at large in that part of Dallas county lying south of Cahaba and Prairie Bluff road, between Boque Chitto and Chillatchee creeks, and to extend to the Alabama river ;

By Mr. Calloway—

H. B. 776. To prohibit the making or selling spirituous or malt liquors, or other intoxicating drinks, within the county of Dale, State of Alabama ;

By Mr. Newman, with petition—

H. B. 780. To consolidate township 21, range 5, and 22, range 5, in Clay county ;

By Mr. Milner—

H. B. 781. To repeal an act entitled an act to prohibit the sale or otherwise disposing of intoxicating beverages within one mile of the court house in Marshall county, approved December 12, 1876, so far as the same applies to the incorporation of Guntersville, in said county ;

By Mr. Sharit—

H. B. 782. A bill to prevent the sale of spirituous, vinous

or malt liquors within four miles of Arnold's Chapel, in the county of Jefferson;

Also, (by request)—

II. B. 783. To amend section 5034 of the Code;

By Mr. Kent—

II. B. 784. To amend section 4724 of the Code;

By Mr. Langdon—

II. B. 784½. For the prevention of cruelty to animals;

By Mr. Kent—

II. B. 785. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within five miles of Ruhama Baptist church and school house, in Jefferson county;

Also,

II. B. 786. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within three miles of Smithville Missionary Baptist church, in the county of Jefferson;

By Mr. Austill—

II. B. 787. Declaring the wanton injury to, or felonious taking of, lumber logs, a felony, and fixing the punishment of such offense;

By Mr. Skeggs—

II. B. 788. To change the boundary line between the counties of Morgan and Cullman;

Also,

II. B. 789. To require inquests to be held on the bodies of convicts who die outside of the penitentiary, in the service of contractors;

Also,

II. B. 790. To amend section 380 of the Code of Alabama;

By Mr. Bradford—

II. B. 791. To amend an act for the relief of maimed soldiers, approved February 13, 1879;

By Mr. Heacock—

II. B. 792. Authorizing the probate judge of Talladega county to order elections in certain cases, to prohibit the sale, or other disposition of vinous or spirituous liquors within certain limits;

By Mr. Owens—

II. B. 793. To declare the Patsiliga river, in Crenshaw county, a public highway from Wyresdick's bridge in said county, to where the Little Patsiliga creek runs into said

river, and for the protection of owners of mills and public bridges constructed before the passage of this act ;

By Mr. Beck—

H. B. 794. To authorize courts of county commissioners, and courts of like authority, to apportion road hands from one election precinct to public roads in another election precinct ;

By Mr. Camp (with petitions)—

H. B. 795. To authorize the people of Marion county to vote on the question of locating the county seat of Marion county ;

By Mr. Beck—

H. B. 796. To amend section 2827 of the Code of 1876 ;

By Mr. Beard—

H. B. 797. To prevent the sale, giving away, or otherwise disposing of spirituous or other intoxicating liquors within three miles of Oak Ridge and Pine Grove churches, Pickens county ;

By Mr. Johnson of Autauga (with petition)—

H. B. 798. To prohibit the sale, giving away, or otherwise disposing of spirituous, or vinous or malt liquors in beats 1, 2 and 3, in the county of Autauga ;

By Mr. Glover—

H. B. 799. To require persons who engage in the business of an auctioneer, or who keep an auction room, to take out a license ;

Which bills were severally read once, and ordered to a second reading.

REPORTS FROM STANDING COMMITTEES.

The House resumed the consideration of the bill—

H. B. 403. To amend section 380 of the Code ;

Which was pending at adjournment on Saturday, the 5th inst.

The bill was read the third time and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Beck, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, New-

man, Nettles, Nolen, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—73.

Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 404. To amend section 383 of the Code of Alabama.

The bill was read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beard, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—68.

Also, reported a substitute for the bill—

H. B. 636. To provide for summary judgments against judges of probate and tax collectors;

Entitled an act to provide for the trial of all actions and suits on official bonds of judges of probate and tax collectors of the several counties, and of State officers, may be brought in the circuit and city court of Montgomery, Alabama.

The substitute was lost.

Mr. Johnson of Blount moved to re-consider the vote by which the substitute was lost. Carried—yeas 45, nays 27.

Yeas—Messrs. Speaker, Armstrong, Beard, Beck, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cooley, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Johnson of Autauga, Kent, Kirkland, Lane, Langdon, Lary, Milner, Morrisette, McCullough, Nettles, Nolen, Patton, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, San-

ders, Slaughter, Thomas, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Russell—45.

Nays—Messrs. Austill, Billingslea, Bulger, Brooks of Covington, Brooks of Macon, Collier, Cowart, Grayson, Johnson of Blount, Long, Maddox, Newman, Newsom, Owens, Pound, Sowell, Sheldon, Shields, Skeggs, Smith, Tyson, Underwood, White, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—27.

And the question recurring on the adoption of the substitute—

It was adopted, and the bill read the third time and passed—yeas 43, nays 38.

Yeas—Messrs. Speaker, Armstrong, Beard, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Cooley, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Kent, Kirkland, Lane, Langdon, Lary, Milner, Morrisette, McCullough, Nettles, Patton, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Slaughter, Thomas, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wright of Russell—43.

Nays—Messrs. Austill, Bankhead, Billingslea, Bulger, Brooks of Covington, Brooks of Macon, Bruce, Camp, Collier, Cowart, Cunningham, Grayson, Johnson of Blount, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nolen, Owens, Pound, Powell, Ramsay, Sowell, Sheldon, Shields, Skeggs, Smith, Tyson, Underwood, Waller, White, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—38.

Also, reported favorably to the bill—

H. B. 454. To amend section 586 of the Code.

This bill was read the third time and passed—yeas 62, nays 9.

Yeas—Messrs. Speaker, Armstrong, Bankhead, Beard, Beck, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cooley, Cowart, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Pound, Powell, Ramsay, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Walker of

Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—62.

Nays—Messrs. Austill, Clark, Glover, McCullough, Price, Renfro, Sheldon, Smith, Watts—9.

Also, favorably to the bill—

H. B. 103. To amend section 464 of the Code.

Mr. Wilson of Shelby moved to amend as follows: strike out the word "one" and insert "three." Carried.

And the bill was read the third time and passed—yeas 70, nays 0.

Yeas—Messrs. Speaker, Armstrong, Beard, Beck, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, a substitute for the bill—

H. B. 51. To provide for the collection of county taxes, and other county dues, in money, entitled an act to provide for the collection of county taxes, and other county dues, in the county of Mobile.

The substitute was adopted.

Mr. Bulger moved to amend, by including Tallapoosa county. Adopted.

And the bill was read the third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Beck, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson Harris, Heacock, Johnson of Autauga, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Patton, Pound, Powell, Price, Ramsay, Sanders, Sheldon, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Watts,

Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, reported a substitute for the bill—

H. B. 442. To amend section 423 of the Code of 1876.

The substitute was adopted, and the bill read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Nettles, Nolen, Patton, Powell, Ramsay, Renfro, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, a substitute for the bill—

H. B. 654. To fix the rate of taxation.

On motion of Mr. Foster, its further consideration was postponed, and made the special order for Thursday next, 10th inst., 4 P. M.

On motion of Mr. Nelson, the Senate bill, s. 83, was made the special order for to-morrow, 11:30 A. M.

Petitions were presented and referred as follows:

By Mr. Long—

In opposition to the repeal of the Jasper prohibitory law;

By Mr. Johnson of Autauga—

In favor of prohibition in beat 3, Autauga county;

Also,

In opposition to prohibition in Prattville beat, in said county;

By Mr. Beard—

Petitions *pro* and *con* prohibition at Oak Ridge church and Pine Grove church, Pickens county;

By Mr. Welborn—

On sale of liquors, Liberty church, Barbour county;

By Mr. Collier—

Petition against the passage of bill prohibiting sale of liquors in Chilton county;

Which were referred to the committee on temperance.

By Mr. Nelson—

Petition of citizens of Dallas county, against abolishing the city court of Selma;

Referred to committee on local legislation.

By Mr. Cunningham—

Petition of citizens of Franklin county, praying the General Assembly to memorialize Congress for an appropriation to make Big Bear creek navigable;

Referred to committee on federal relations.

Petitions requiring foreign insurance companies to deposit bonds, &c., were presented by Messrs. Wright of Lee, Milner, Heacock and Bulger;

Which were referred to judiciary committee.

On motion of Mr. Wilson of Shelby, the House adjourned until to-morrow morning, 9:30 o'clock.

HOUSE OF REPRESENTATIVES.

TUESDAY, February 8, 1881.

House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce, of the House.

There were present :

Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billsingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Brnee, Caffee, Calloway, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Lanier, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wriglit of Butler, Wright of Lee, Wright of Russell.

On motion of Mr. BROWN of Tuskaloosa, the reading of the journal of yesterday was dispensed with.

By leave—

Mr. Brown of Tuskaloosa offered the following resolution:

Resolved. That on to-morrow, and from day to day thereafter, this House will meet at 9 o'clock, A. M., adjourn at 2

o'clock, P. M., re-assemble at 3:30 o'clock, P. M., and adjourn at pleasure.

Mr. Hogue moved to amend by striking out "9" and inserting "9:30."

Mr. Lane moved to lay the resolution on the table; lost—yeas 19, nays 65.

Yeas—Messrs. Anstill, Avery, Bankhead, Billingslea, Bowdon, Brassfield, Clark, Glover, Hammond, Johnson of Blount, Lane, Lanier, Milner, Owens, Patton, Welborn, White, Wilson of Shelby, Wright of Russell—19.

Nays—Messrs. Speaker, Agnew, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, McCullough, Nelson, Newman, Newsom, Nettles, Pound, Powell, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Butler—65.

Mr. Bulger moved to lay the amendment of Mr. Hogue on the table; lost.

The amendment of Mr. Hogue was adopted; and the resolution, as amended, was adopted.

SIGNING OF BILLS.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 183. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within four miles of the churches of Georgiana, Butler county, Alabama;

H. B. 288. To amend section 5063 of the Code of Alabama, so far as the same relates to Clay county;

H. B. 263. To amend section 5049 of the Code of Alabama, so far as the same relates to Clay county;

H. B. 312. To amend section 1 of an act entitled an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within two miles of Milltown Academy, in Milltown, Chambers county, Alabama;

H. B. 110. To amend section 2944 of the Code;

H. B. 149. To prohibit the sale of spirituous and malt liquors in beat four, in Tallapoosa county;

H. B. 257. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors, within three miles of the Baptist church, at Garland, Butler county, Alabama;

H. B. 299. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within five miles of New Hope Church, in Dunn's beat No. 1, in Tuskalooosa county, Alabama;

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union Church, in Macon county;

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within two miles of Olive Branch Baptist Church, in Conecuh county;

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or any intoxicating bitters, in beat No. 2, known as the Russellville beat, in Franklin county.

Mr. Billingslea moved to re-consider the vote by which the House amended the second amendment of the Senate to the bill—

H. B. 202. To prevent the sale, or giving away, of spirituous, vinous, or malt liquors within four miles of Philadelphia Church, Monroe county;

Agreed to.

On motion of Mr. Bradford, the amendment of Mr. Sharit was laid on the table, and the House concurred in the second amendment of the Senate—yeas 60, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Billingslea, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Bruce, Camp, Cooley, Cunningham, Clark, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Pound, Powell, Price, Renfro, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—60.

Mr. Bulger voted nay—1.

By leave—

Mr. Bankhead offered the following resolution :

Resolved, That this House will not consider or pass any other local prohibition bills, until it shall have passed, or refused to pass, a general bill upon that subject.

Adopted.

BILLS ON SECOND READING.

The bill—

H. B. 794. To authorize courts of county commissioners, and courts of like authority, to apportion road hands from one election precinct, to public roads in another election precinct;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 783. To amend section 5034 of the Code;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 788. To change the boundary line between the counties of Morgan and Cullman;

Was read the second time, and referred to the committee on county and county boundaries.

The bill—

H. B. 791. To amend an act for the relief of maimed soldiers, approved Feb. 13, 1879;

Was read the second time, and referred to the committee on military.

The bills—

H. B. 790. To amend section 380 of the Code;

H. B. 799. To require persons engaged in the business of an auctioneer, or who keeps an auction room, to take out a license;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 779. To prevent stock running at large in that part of Dallas county lying south of Cahaba and Prairie Bluff road, between Bogne Chitta and Chillatchie creeks, and to extend to the Alabama river;

H. B. 784½. For the prevention of cruelty to animals;

H. B. 787. Declaring the wanton injury to, or felonious taking of, lumber, logs, &c., felony, and fixing the punishment of such offense;

Were severally read the second time, and referred to the committee on agriculture.

The bills—

H. B. 777. To repeal article 3, of chapter 6, of title 2, of part 1 of the Code;

H. B. 780. To consolidate townships 21, range 5, and 22, range 5, in Clay county;

Were severally read the second time, and referred to the committee on education.

The bills—

H. B. 793. To declare the Patsiliga river in Crenshaw county, Alabama, a public highway from Wyrosdick's Bridge in said county, to where the Little Patsiliga creek runs into said river, and for the protection of owners of mills and public bridges constructed before the passage of this act;

H. B. 795. To authorize the people of Marion county, to vote on the question of locating the county site of Marion county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 784. To amend section 4724 of the Code;

H. B. 789. To require inquests to be held on the bodies of convicts who die outside of the penitentiary, in the service of contractors;

H. B. 796. To amend section 2827 of the Code;

S. B. 284. To amend subdivision 8 of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879;

S. B. 285. To regulate the practice in the circuit courts in the county of Barbour;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

H. B. 776. To prohibit the making or selling spirituous or malt liquors, or other intoxicating drinks, within the county of Dale, State of Alabama;

H. B. 778. To prohibit the sale, or otherwise disposing of spirituous, vinous or malt liquors within four miles of Womack Hill church, Choctaw county;

H. B. 781. To repeal an act entitled an act to prohibit the sale or otherwise disposing of intoxicating beverages within one mile of the court house in Marshall county, approved December 12, 1876, so far as the same applies to the incorporation of Guntersville, in said county;

H. B. 782. To prevent the sale of spirituous, vinous or malt liquors within 4 miles of Arnold's Chapel, in the county of Jefferson; ●

H. B. 785. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors within five miles of Ruhama Baptist church and school house, in the county of Jefferson;

H. B. 786. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors within three miles of Smithville Missionary Baptist church located at Toadvine, in the county of Jefferson;

H. B. 792. Authorizing the probate judge of Talledega county, to order elections in certain cases, to prohibit the sale, or otherwise disposing of vinous, or spirituous liquors within certain limits;

H. B. 797. To prevent the sale, giving away, or otherwise disposing of spirituous, or other intoxicating liquors within three miles of Oak Rridge and Pine Grove churches, in Pickens county;

H. B. 798. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors in beats 1, 2 and 3, in the county of Autauga;

S. B. 178. To prohibit the sale, or otherwise disposing of spirituous, vinous, or malt liquors in four miles of Tabitha Chapel, in beat 12, Tallapoosa county;

Were severally read the second time, and referred to the committee on Temperance.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 8, 1881.

Mr. Speaker :

The Senate has originated and passed the following bills:

S. 193. To amend an act to amend subdivision "K" of section 5032 of the Code, approved February 12, 1879;

S. 291. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, approved February 8, 1877, so far as the same relates to the county of Lee;

S. 262. Increasing the pay of the board of revenue of Montgomery county;

S. 173. To reduce the salary of the judge of the city court of Selma;

s. 103. To provide for the payment of costs of suit on decrees of divorce from the bonds of matrimony;

s. 282. To regulate the times and places of holding the chancery courts in the western chancery division of Alabama, composed of the counties of Marengo, Sumter, Greene, Pickens, Fayette, Lamar, Marion, Franklin, Colbert, Lauderdale, Limestone, Lawrence, Winston, Walker, Tuskaloosa, Hale, Perry, Bibb, Shelby, Jefferson, Blount, Cullman and Morgan, approved February 12, 1879, so far as relates to the 1st, 17th, 18th, 19th and 20th districts;

s. 45. To be entitled an act to provide for the definition and punishment of tramps;

s. 183. For the better protection of the State in the payment of fees of sheriffs for feeding prisoners;

s. 219. To amend and consolidate sections 5049 and 5051 of the Code;

s. 47. To allow married women or guardians to claim exemptions under the laws of this State, when the husband or father has absconded or left the State.

WM. L. CLAY, Secretary.

The Senate bills, whose titles are set out in the foregoing message, were severally read once, and ordered to a second reading.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., Feb. 8, 1881.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House of Representatives:

H. B. 183. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within four miles of the churches of Georgiana, Butler county, Alabama;

H. B. 288. To amend section 5063 of the Code of Alabama, so far as the same relates to Clay county;

H. B. 263. To amend section 5049 of the Code of Alabama, so far as the same relates to Clay county;

H. B. 312. To amend section 1 of an act entitled an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within two miles of Milltown Academy, in Milltown, Chambers county, Alabama;

H. B. 149. To prohibit the sale of spirituous and malt liquors in beat (4) four, Tallapoosa county;

H. B. 257. To prevent the giving away, or otherwise disposing of alcoholic, vinous or malt liquors within three miles of the Baptist church of Garland, Butler county, Alabama;

H. B. 299. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors within five miles of New Hope church, in Dunn's beat No. 1, in Tuscaloosa county, Alabama;

H. B. 166. To prohibit the sale of spirituous or vinous liquors within five miles of Union church, in Macon county;

H. B. 289. To prevent the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors within two miles of Olive Branch Baptist church, in Conecuh county;

H. B. 110. To amend section 2944 of the Code;

H. B. 480. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating bitters, in beat No. 2, known as the "Russellville beat," in Franklin county.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

By leave, bills were introduced:

By Mr. Welborn—

H. B. 800. To amend section 3348 of the Code of 1876;

By Mr. Hogue—

H. B. 801. To amend section 4640 of the Code of 1876;

By Mr. Betts—

H. B. 802. To amend section 390 of the Code;

Also,

H. B. 803. To authorize the county superintendent of Madison and Limestone counties to establish school districts in certain cases;

Also,

H. B. 804. To amend section 1303 of the Code;

Also,

H. B. 805. To amend section 3473 of the Code;

Also,

H. B. 806. To change the mode of appointing tax assessors, and regulating their proceedings;

By Mr. Wilson of Chambers—

H. B. 807. To authorize the constables of beat number 8, in Chambers county, to execute processes in any part of the county that may be issued by the justices and notaries of said beat;

By Mr. Glover—

H. B. 808. To allow probate judges commissions on moneys collected and paid out by them for the State and county;

By Mr. Underwood—

H. B. 809. To regulate the assessment of property in this State;

By Mr. Sheldon—

H. B. 810. To require justices of the peace to give to defendants in all suits where garnishments have been or may be issued, three days personal notice before taking judgement on such garnishments;

By Mr. Watts (by request)—

H. B. 811. To authorize the Governor to purchase certain real estate adjoining the Capitol grounds;

By Mr. Cunningham—

B. B. 812. To define who shall prescribe for medicinal purposes vinous, spirituous or malt liquors, in locations where local laws exist, and to limit the prescribing thereof in such locations;

By Mr. Owens—

H. B. 813. To protect persons who make advances in money or other thing of value to another, under promise to perform labor, and to prescribe a penalty against the party so receiving and promising.

Also,

H. B. 814. To protect the citizens of Crenshaw county, Alabama, against the operations of an act, passed at the present session of the General Assembly, to prevent stock running at large in certain portions of Montgomery county;

By Mr. Hammond—

H. B. 815. To amend an act, approved February 13, 1879, to prevent the sale or giving away liquors within two and one half miles of Carmel (Presbyterian) church, Cherokee county, be so amended as not to include any portions of Calhoun county;

Also, (with evidence, &c., of publication)—

H. B. 816. To amend an act, approved January 28, 1879, authorizing owners of lots in the town of Gadsden, Alabama, to remove the remains of deceased persons therefrom, and re-inter in the cemetery or graveyard, be amended so as to include lots Nos. 35, 36 and 113.

By Mr. Brown of Tuskaloosa—

H. B. 817. To prohibit the sale, or giving away of intoxi-

cting liquors within five miles of Coaling Station, on Alabama Great Southern Railroad, in Tuskaloosa county ;

By Mr. Collier—

H. B. 818. To amend sections 1528 and 1529 of the Code of Alabama ;

By Mr. Collier—

H. B. 819. To repeal section 1534 of the Code ;

By Mr. Brown of Tuskaloosa—

H. B. 820. To amend subdivision 14 of section 73 of the Code of Alabama ;

By Mr. Foster—

H. B. 821. To prohibit the sale of spirituous, vinous, and malt liquors within the limits of Macon county, in this State ;

By Mr. Mason—

H. B. 822. To amend section sixteen hundred and one (1601) of the Code of Alabama ;

By Mr. Renfro—

H. B. 823. To extend the criminal jurisdiction of justices of the peace and notaries public, in Montgomery county ;

Also,

H. B. 824. To fix a penalty on persons failing to render a tax list of their property ;

Which bills were severally read once, and ordered to a second reading on to-morrow.

By leave, petitions were presented :

By Mr. Glover—

From certain citizens of Choctaw county, asking the passage of a law prohibiting sale of liquors, &c., in Choctaw county ;

Which were referred to the committee on temperance ;

By Mr. Nelson (by request)—

Petition of citizens of Dallas county, in relation to stock law in certain parts of said county ;

Which was referred to the committee on local legislation.

By Mr. Powell—

Petition of J. O. Stakeley, D. M. Banks, and others, citizens of Bullock county, for the passage of a liquor prohibitory law for Bullock county ;

Which was referred to the committee on temperance.

By Mr. Caffee—

Petition of many citizens of Bibb county, in regard to the sale of whiskey in said county ;

Which was referred to the committee on temperance ;

Mr. Robinson of Jackson introduced a memorial and joint resolution of the General Assembly of Alabama to the Congress of the United States, in regard to public lands in certain counties in this State;

Which, on motion of Mr. Bankhead, was referred to the committee on commerce and common carriers.

By leave, Mr. Powell made the following report:

To the General Assembly:

Your special joint committee, to which was referred the joint resolution to consider the propriety of a local option liquor law, asks to be discharged from a further consideration of the subject, and that all the petitions now in the hands of such committee, be referred to the joint committee on a prohibitory liquor law.

ROQUEMORE,

HARGROVE,

POWELL,

LARY,

BETTS,

Joint Committee.

The report was adopted, and the committee discharged.

The House next proceeded to consider the special order for 11 A. M., being the bill—

H. B. 229. For the criminal punishment of willful violations of written contracts.

The bill was read the third time and passed—yeas 44, nays 40.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Beard, Beck, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cooley, Cowart, Clark, Donoho, Floyd, Gilmore, Hammond, Harris, Heacock, Langdon, Lary, Mason, McCullough, Price, Ramsay, Renfro, Sanders, Sowell, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead, Betts, Billingslea, Bowdon, Collier, Cunningham, Davidson, Dement, Foster, Floyd, Glover, Grayson, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Maddox, Martin, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pomid, Powell, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught.

The motion of Mr. Johnson of Blount to re-consider the vote by which the bill—

H. B. 400. To amend subdivision 8 of section 362 of the Code;

Was passed on Saturday last, the 5th instant, was taken up, and the motion to re-consider was lost—yeas 14, nays 54.

Yeas—Messrs. Bruce, Clark, Dement, Grayson, Johnson of Autauga, Johnson of Blount, Long, Martin, Maddox, Patton, Sowell, Taylor, Underwood, Wilson of Shelby—14.

Nays—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Cooley, Cowart, Cunningham, Davidson, Gilmore, Harris, Heacock, Hogue, Kirkland, Lane, Lanier, Langdon, Lary, Mason, Morrisette, Price, Pound, Powell, Ramsay, Renfro, Robinsan of Jackson, Sanders, Sharit, Skeggs, Smith, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—54.

Leave of absence was granted Messrs. Calloway and Robinson of Conecuh for to-day, on account of sickness.

The bill—

s. 136. To incorporate the Gainesville Male Academy;

Was taken up, and the committee on conference was raised, as requested by the Senate.

Committee on part of the House: Messrs. Clark, Ramsay, and Glover.

The hour of 11½ A. M. having arrived, the Senate bill—

s. 83. To regulate the practice of dentistry in the State;

Was taken up.

Mr. Betts moved to amend section one, by adding a proviso;

Which was adopted.

Mr. Nelson offered an amendment to section 2;

Which was adopted;

And the bill was read the third time and passed—yeas 44, nays 12.

Yeas—Messrs. Speaker, Agnew, Beard, Betts, Billingslea, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Taskaloosa, Brown of Russell, Camp, Collier, Cooley, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lanier,

Langdon, Lary, Martin, Mason, Milner, Morrisette, McCullough, Patton, Powell, Price, Renfro, Sanders, Sheldon, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bowdon, Brooks of Covington, Long, Maddox, Newsom, Nolen, Owens, Pound, Shields, Skeggs, Taylor, Underwood.

Mr. Collier, by leave, offered the following resolution, accompanied with memorial of J. R. Williams, M. D., and others:

Resolved, That a special committee of five be appointed, to whom the memorial in relation to the practice of medicine in this State, and all bills that may be introduced in relation to the practice of medicine in Alabama, be referred.

The resolution was adopted.

On motion of Mr. Watts, the vote adopting the resolution was re-considered.

By leave, Mr. Bradford, from the committee on game laws, reported favorably to the bill—

n. b. 152. To repeal the game law, so far as it relates to the county of Bibb.

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Bankhead, Beard, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kent, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nolen, Owens, Pound, Powell, Price, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Wilson of Chambers, Wright of Butler, Wright of Lee.

Mr. Cunningham moved to make the bill—

n. b. 246. In regard to vital statistics, the special order for tomorrow at 11 o'clock. Lost.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 8, 1881.

Mr. Speaker:

I am directed by His Excellency Governor Cobb to com-

municate to the House of Representatives messages in writing, with accompanying documents.

Very respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

Gentlemen of the Senate and House of Representatives :

I herewith lay before you the report of Eugene A. Smith, Ph. D., State geologist for the year 1879-80.

R. W. COBB, Governor.

Gentlemen of the Senate and of the House of Representatives :

I herewith transmit to you the very full, complete and gratifying report of the trustees of the University of Alabama, for the years 1878-9 and 1879-80, which I commend to your respectful consideration.

R. W. COBB, Governor.

The message was taken up, and on motion of Mr. Bankhead, the message was ordered to lie on the table, and 500 copies of the document were ordered printed.

On motion of Mr. Bankhead, the bill—

H. B. 560. To amend section 1544 of the Code of Alabama;

Was made the special order for to-morrow morning, immediately after the reading of the journal.

SPECIAL ORDER 12 M.

The hour of 12 o'clock having arrived, the House proceeded to consider the special order for this hour, viz: the bill—

H. B. 171. To establish a board of Railroad Commissioners, &c.;

The question pending being the amendment of Mr. Welborn, offered on yesterday;

Mr. Underwood moved to indefinitely postpone the bill. Lost; and the amendmend of Mr. Welborn was lost.

Mr. Foster moved to amend, by striking out all after the word provided, in 9th line, section 1, and inserting: That no person who owns any pecuniary interest in any railroad, nor any officer, agent or employe, of any railroad company, shall be a commissioner; nor shall any commissioner accept any gift, gratuity or employment, from any railroad company, or become interested in such companies; and for any violation of the provisions of this act, and for any other of the causes specified in the laws of this State, the members

of the board of commissioners shall be subject to impeachment, as other State officers.

Mr. White moved to amend the amendment by adding:

Provided, that such disqualification shall not apply to but two of the commissioners;

Which was lost.

The amendment of Mr. Foster was adopted.

Mr. Brewer offered to amend section 1, by way of substitute, as follows:

"That the board of assessment of railroad property in this State, as now constituted by section 383 of the Code of Alabama, namely, the Governor, State Auditor, State Treasurer, Secretary of State and Attorney General, be and the same are hereby constituted a commission, with power and authority to carry into effect the provisions of this act, as hereinafter set forth;"

Which, on motion of Mr. Collier, was laid on the table, and section 1, as amended, was adopted.

Section 2 was adopted.

Mr. Price moved to amend section 3, by inserting words, "and of the management of the same." Adopted;

And section 3, as amended, was adopted.

Section 4 was adopted.

On motion of Mr. Foster, section 5 was amended, and as amended, was adopted.

Pending the consideration of the bill.

By leave, Mr. Nelson offered a resolution providing for a session at 7½ p. m.;

Pending consideration of which, the hour of 2 p. m. arrived, when the House took a recess until 3½ p. m.

EVENING SESSION.

TUESDAY, February 8, 1881.

The House met pursuant to adjournment.

Mr. Speaker presented a communication from Jas. T. Holtzelaw of Montgomery, in reference to the purchase of a Governor's mansion; which, on motion of Mr. Walker of Montgomery, was referred to the joint committee consisting of three of the House, and two of the Senate.

Committee on part of the House, Messrs. Walker of Montgomery, Welborn and Patton.

REPORTS FROM STANDING COMMITTEES.

Mr. Betts, from the committee on Federal relations, reported favorably to the bill—

H. B. 423. To provide for the manner in which the laws of the United States, in regard to the election and appointment of Senators in Congress, shall be carried into effect.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Beck, Billingslea, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Hammond, Harris, Heacock, Johnson of Antanga, Kent, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Nettles, Nolen, Powell, Price, Ramsay, Renfro, Sowell, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Mr. Clark, from the committee on privileges and elections, reported favorably to the Senate bill—

s. 137. To provide for the official declaration of election of certain officers in this State, and to prescribe the time in which official bonds shall be given.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Hammond, Harris, Heacock, Kent, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Nettles, Nolen, Patton, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Skeggs, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Montgomery, Watts, Welborn, Wimberly, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

s. 204. To amend section 290 of the Code.

The bill was read the third time and passed—yeas 57, nays 6.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beck, Betts, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McNallough, Nettles, Nolen, Patton.

Powell, Price, Ramsay, Renfro, Sanders, Sheldon, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

Nays—Messrs. Avery, Beard, Bruce, Heacock, Milner, Newman.

Also, from same committee, reported favorably to the bill—

H. B. 316. To amend section 284 of the Code;

Mr. Welborn moved to lay the bill on the table. Carried.

Mr. Clark, from same committee, reported adversely to the bill—

H. B. 283. To authorize the voters of the county of Marion to elect a county superintendent of public instruction in said county;

Which was concurred in.

Also, from same committee, reported adversely to the bill—

H. B. 352. To amend section two of an act, approved 29, 1879, to authorize the commissioners court of Crenshaw and other counties therein named to lay off said counties into four commissioners' districts, so far as the same relates to the county of Pike;

Which was concurred in.

On motion of Mr. Sharit, the consideration of the report of the committee on privileges and elections on certain bills amending the election law, in regard to the charter of the ballot, &c., was made the special order for Wednesday, 16th inst., 12 M.

Mr. Langdon, from committee on education, reported a substitute for the bill—

H. B. 280. To provide compensation for members of the board of education in various counties of the State.

The substitute was adopted, and the bill read the third time and passed—yeas 44, nays 16.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Cooley, Cowart, Clark, Davidson, Dement, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Langdon, Lary, Mason, Milner, Morrisette, Nelson, Newman, Nettles, Powell, Price, Renfro, Sheldon, Skeggs, Smith, Taylor, Tyson, Vaught, Walker of Montgomery, Welborn, Wimberly, Wright of Russell.

Nays—Messrs. Beard, Cunningham, Floyd, Johnson of Blount, Lane, Long, Maddox, Martin, Newsom, Nolen, Owens, Ramsay, Sowell, Underwood, Waller, Wilson of Chambers.

Also, favorably to the bill—

H. B. 476. To constitute the town of Union Springs a separate school district.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kent, Lane, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Powell, Price, Ramsay, Renfro, Sanders, Sheldon, Skeggs, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Russell.

Also, favorably to the bill—

H. B. 413. To amend section 66 of the school law.

The title was amended so as to read:

An act to amend section 66 of the act to organize and regulate a system of public instruction for the State of Alabama.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Gilmore, Hammond, Harris, Johnson of Autauga, Johnson of Blount, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, Newman, Nettles, Nolen, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee.

Also, from same committee, reported favorably to the bill—

H. B. 373. To amend the first part of section 13, article 3,

of chapter 1, of the act to organize and regulate a system of public instruction for the State.

The bill was read the third time and passed—yeas 47, nays 7.

Yeas—Messrs. Speaker, Austill, Agnew, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskalooza, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Clark, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Johnson of Autanga, Johnson of Blount, Kent, Lane, Langdon, Lary, Long, Martin, Mason, Morrisette, Newman, Nolen, Patton, Powell, Ramsay, Renfro, Sowell, Skeggs, Smith, Taylor, Vaught, Welborn, Wilson of Shelby, Wimberly.

Nays—Messrs. Grayson, Maddox, McCullough, Newsom, Sanders, Slaughter, Thomas.

Also, from same committee, reported a substitute for the bill—

H. B. 126. To amend section 359 of the Code, so as to increase the school fund.

The substitute was adopted and the bill was read the third time and passed—yeas 37, nays 34.

Yeas—Messrs. Austill, Bankhead, Betts, Bulger, Bradford, Brassfield, Brewer, Camp, Collier, Cowart, Cunningham, Donoho, Floyd, Gilmore, Hammond, Johnson of Blount, Kent, Lane, Langdon, Lary, Martin, Mason, Milner, Nettles, Powell, Price, Renfro, Robinson of Jackson, Sheldon, Smith, Tyson, Vaught, Waller, Watts, Welborn, White, Wilson of Shelby.

Nays—Messrs. Speaker, Agnew, Avery, Beard, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Bruce, Caffee, Cooley, Clark, Davidson, Dement, Grayson, Harris, Heacock, Long, Maddox, McCullough, Nelson, Newman, Newsom, Nolen, Ramsay, Sowell, Sharit, Skeggs, Slaughter, Taylor, Thomas, Underwood, Wilson of Chambers, Wright of Lee.

Mr. Robinson of Jackson moved to reconsider the vote by which the communication of Jas. T. Holtzelaw, in relation to the Governor's mansion;

Was referred to a joint committee.

Mr. Clark moved to lay the motion on the table. Carried—yeas 40, nays 32.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskalooza, Brown of Russell, Caffee, Clark, Donoho, Gilmore,

Hammond, Harris, Johnson of Blount, Langdon, Lary, Mason, Morrisette, McCullough, Nelson, Nolen, Owens, Powell, Price, Renfro, Sanders, Sowell, Sheldon, Skeggs, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Beard, Betts, Brewer, Bruce, Camp, Cowart, Cunningham, Dement Foster, Floyd, Glover, Grayson, Heacock, Kent, Long, Maddox, Martin, Milner, Newman, Newsom, Patton, Ramsay, Robinson of Jackson, Sharit, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Wilson of Shelby.

Mr. Langdon, from committee on education, reported favorably to the Senate bill—

s. 114. To amend section 71 of an act to organize and regulate a system of public instruction, for the State of Alabama, approved February, 7, 1879, so far as the same relates to the counties Washington, Clarke, Choctaw, Monroe, Escambia and Baldwin.

Mr. Glover moved to amend, by striking out Choctaw from body and title of bill. Adopted.

And the bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Cooley, Cowart, Clark, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kent, Lane, Langdon, Lary, Maddox, Martin, Mason, Milner, Morrisette, Newman, Nettles, Nolen, Owens, Patton, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Smith, Taylor, Tyson, Underwood, Waller, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, reported back house bill 598, and asked its reference to the committee on corporations.

It was so ordered.

Mr. Foster, from committee on commerce and common carriers, reported favorably, with amendment, to the Senate bill—

s. 206. To amend an act to amend section 1373 of the Code, approved January 20, 1879.

The amendment was adopted, and the bill read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa,

Brown of Russell, Bruce, Caffee, Cowart, Cunningham, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Lape, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Newman, Nolen, Owens, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly.

Mr Nelson, on behalf of a majority of the committee, corporations, reported favorably to the following bills:

H. B. 66. To extend the charter of the Alabama Coal and Slackwater Company;

H. B. 68. To amend the charter of the Alabama coal and stock water company.

Also, reported a substitute for the bill—

H. B. 69. To amend an act supplemental to an act to amend the corporation laws of Alabama, approved, August 12th, 1868.

Mr Sheldon submitted a minority, report, as follows:

Mr. Speaker:

As members of the committee on corporations, to which was referred the House bill praying for an extension of the Alabama Coal and Slackwater Company, we respectfully ask leave to submit this minority report:

We cannot agree with our colleagues, that the said extension prayed for should be granted, because, while we believe that the development of the immense Warrior coal fields would be of infinite benefit to the State of Alabama, we are far from believing, after a calm and deliberate review of all the evidence which has been laid before us, and before the committee on corporations, that the way to do this is by extending the charter of the Alabama Coal and Slackwater Company.

If the Alabama Coal and Slackwater Company had fulfilled its promises and representations made by it to the State, it would not now be necessary for the said Company to ask at the hands of the State an extension of its charter.

These are the facts of this case, which cause us to differ from our brother members of the committee on corporations.

There are in the country above Tuskaloosa immense coal fields, which can be reached by water, after considerable improvements have been made in the Black Warrior river, or by short railroads from Tuskaloosa north.

In August, 1868, the Legislature of Alabama passed an act authorizing certain corporations to be formed, with power to open to navigation any river or stream not previously navigable, and giving to such corporations the private and exclusive right to navigate such streams for twenty years, and afterwards to collect tolls from all persons who might use it. The act further provided, in section six, that any corporation formed under it should cease to be a body corporate, if within two years from the filing of their proposed articles of incorporation, they should not have commenced work upon the river, and actually expended as much as 10 per centum of the capital proposed for the improvement of the river, and if within four years they should not have so expended as much as 20 per centum, and so on until as much as five hundred thousand dollars should have been expended.

The same act of the Legislature provided that such companies might also have mining privileges.

On or about May 26, 1871, certain parties filed in Tuscaloosa an application for a charter under this act, with a proposed capital of \$100,000.00, to improve the Warrior river above Tuscaloosa, and stating they could, and did command as much as \$100,000.00, with which to begin the work. They also applied for the privilege of mining and manufacturing, in connection with the improvement of the said navigation, and stating their proposed capital needed for these purposes at five millions of dollars. Under this application they received a certificate of charter, in the name of the Alabama Coal and Navigation Company.

Although it will thus be seen that they filed their application in May, 1871, for a charter, accompanied with a statement that they had at their command, \$100,000, with which to commence operations, yet they did nothing, and on March 28, 1873, the legislature was again applied to, and renewed their charter.

Still another year passed without anything being done. It was not until November, 1875, that any movement was made. It will be remembered that then the new State constitution of 1875 was about to go into effect, and one of its provisions was that "all existing charters or grants of special or exclusive privileges, under which a *bona fide* organization shall not have taken place, and business been commenced in good faith, at the time of the ratification of this constitution, shall thereafter have no validity."

Shortly before this constitution became operative, viz: on

or about November 5, 1875, another application for a similar charter was filed in the probate office of Tuskaloosa county, asking for a charter very similar to the previous one, but this time in the name of the Alabama Coal and Slackwater Company; and it was again declared that the applicants could and did command, for the purpose of improving the navigation of the Black Warrior River, as much as \$100,000, with which to begin work. The probate judge again certified that the desired charter was granted. Still nothing was done in the way of work upon the river, but on the 18th of December, 1876, an act was passed by the legislature of the State to confirm the charter alleged to have been obtained under the proceedings in the Tuskaloosa probate court in November, 1875.

This is now nearly four years ago, and yet nothing has been accomplished, beyond some flaming newspaper announcements, at various times, of what the company was going to do.

It will thus be seen that for over nine years the Alabama Coal and Navigation Company, and the Alabama Company, and the Alabama Coal and Slackwater Company, have been holding, or claiming to hold, charters which gave them an exclusive right to open the Black Warrior coal fields, and that they had a hundred thousand dollars at their command with which to commence the work, and yet, in effect, nothing has been accomplished.

Now, when they have lost even all pretense of chartered rights, by reason of the lapse of time and their failure to comply with the requirements of the law, a new attempt is made to get the legislature again to confer upon them an exclusive privilege to do or not to do something in the way of opening the Warrior River, as may suit their purposes.

There has been no good evidence presented to the committee on corporations to lead them to believe that if an extension of this charter is made again, that the Company for whom it is made are in a position to perform what they promise, or that they are in possession, or are likely to obtain possession, of the capital necessary to carry on the great enterprise in which the whole of Alabama should be interested.

As the Alabama Coal and Slackwater Company, now applying for an extension of their charter, have offered to the committee no satisfactory evidence of their ability to develop the Warrior Coal fields, and as they have had, for

many years, the privileges of which they are now praying an extension, and yet have accomplished nothing, it is but fair and reasonable to presume that even should this legislature grant them an extension of their charter, that they would continue to do as they have, under like circumstances, done in the past, that is, absolutely nothing.

Because of the above reasons, it is clear to my mind, that such an extension should be unhesitatingly refused. What the people of Alabama desire is, that at the earliest moment practicable these Coal fields be made more accessible from the Gulf of Mexico.

Judging from the history of the past, there is no reason to expect that a renewal of this charter will be of any benefit to the public, but rather that it will be an insurmountable obstacle in the way of accomplishing the end desired. As for me, I would deem it, as a matter of judgment, a great mistake in this legislature to grant to the Alabama Coal and Slackwater Company an extension of their charter.

For it would be vastly better to trust the future to the result of private enterprise in other quarters and the hope of government aid, than any longer leave every chance of the development of the Warrior coal fields in the hands of a Company which has for years been possessed of a monopoly of the power to act, and yet has not accomplished anything in the direction in which it proposed to move.

I therefore, for the reasons above set forth, recommend that the said bill, praying for an extension of the charter of the Alabama Coal and Slackwater Company, do not be passed.

LESLIE B. SHELDON,
B. C. LANIER.

Mr. Waller moved to postpone the whole subject until Friday next, and make it the special order for 11 A. M. Agreed to.

Mr. Nelson, from same committee, reported a substitute for the bill—

The substitute being entitled—

n. B. 275. An act to amend section one of an act amendatory of an act entitled an act to incorporate the town of Scottsboro, and to legalize certain acts of M. P. Brown, mayor of said town, in the county of Jackson, approved January 30, 1875, so as to embrace within the corporate boundaries of said town the five acres parcel of ground, town lots, and buildings of the Scott Male and Female High School.

The substitute was adopted, and the bill read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Kent, Long, Martin, Mason, Milner, Morrisette, Nelson, Nettles, Nolen, Owens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

By leave—

Mr. Johnson of Blount introduced a bill—

H. B. 825. To amend section 5009 of the Code of Alabama;

Which was read once, and ordered to a second reading.

On motion of Mr. Collier, the House adjourned till to-morrow morning 9:30 o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, February 9, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris of the House.

There were present :

Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

The Journal of yesterday was read and approved.

Mr. Bankhead moved to reconsider the vote by which 500 copies of the documents accompanying the Governor's message were ordered to be printed on yesterday. Agreed to; And, by leave, he withdrew the motion.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz.:

H. B. 294. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, within three miles of the churches and academy at Brundidge, in Pike county, Alabama;

H. B. 60. To repeal an act to confer jurisdiction upon the probate judge of Perry county, concurrent with the circuit court, with authority to hold court at Uniontown, Alabama, approved February 13, 1879;

H. B. 202. To prevent the sale or giving away of spirituous, or vinous, or malt liquors within five miles of Philadelphia church, Monroe county;

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages, within three miles of Farriorville, in Bullock county;

H. B. 89. To regulate the trial of misdemeanors in Jackson county.

Mr. Collier called up his resolution offered on yesterday. The resolution was adopted.

Committee—Messrs. Collier, Austill.

Mr. Camp moved to reconsider the vote by which the bill—

H. B. 126. To amend section 359 of the Code, so as to increase the school fund;

Was passed on yesterday.

Agreed to.

The question recurring on the passage of the bill, was lost—yeas 29, nays 47.

Yeas—Messrs. Austill, Bankhead, Barnett, Beck, Betts, Bowdon, Bradford, Brassfield, Cowart, Cunningham, Donoho, Johnson of Blount, Kent, Langdon, Mason, Milner, Patton, Pound, Ramsay, Sheldon, Smith, Vaught, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Shelby, Wimberly, Wright of Butler.

Nays—Messrs. Speaker, Agnew, Armstrong, Avery, Beard, Billingslea, Bulger, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cooley, Dement, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Lary, Long, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Powell, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Wilson of Chambers.

On motion of Mr. Waller, the bill (n. b. 246) in regard to collection of vital statistics, was made the special order for to-day at 11:30 o'clock.

BILLS ON SECOND READING.

The bills—

H. B. 800. To amend section 3348 of the Code of 1876;

H. B. 801. To amend section 4640 of the Code;

H. B. 805. To amend section 3473 of the Code;

H. B. 807. To authorize the constable of beat No. 8, in Chambers county, to execute processes in any part of the county, that may be issued by the justices and notaries of said beat;

H. B. 810. To require justices of the peace to give the defendants in all suits where garnishments have been, or may be, issued, three days personal notice before taking judgment on such garnishments;

H. B. 813. To protect persons who make advances in money, or other thing of value, to another, under promise to perform labor, and to prescribe a penalty against the party so receiving and promising;

H. B. 822. To amend section 1601 of the Code of Alabama;

H. B. 823. To extend the criminal jurisdiction of justices of the peace and notaries public in Montgomery county;

And the Senate bills—

s. 103. To provide for the payment of costs of suit on decrees of divorce from the bonds of matrimony;

s. 45. To provide for the definition and punishment of tramps;

s. 282. To amend an act to regulate the times and places of holding the chancery courts in western chancery division of Alabama, composed of the counties of Marengo, Sumter, Greene, Pickens, Fayette, Lamar, Marion, Franklin, Colbert, Lauderdale, Limestone, Lawrence, Winston, Walker, Tuskaloosa,

loosa, Hale, Perry, Bibb, Shelby, Jefferson, Blount, Cullman and Morgan, approved February 12, 1879, so far as relates to the 1st, 17th, 18th, 19th and 20th districts;

s. 219. To amend and consolidate sections 5049 and 5051 of the Code;

s. 47. To allow married women or guardians to claim exemptions under the laws of this State, where the husband or father has absconded or left the State;

s. 173. To reduce the salary of the judge of the city court of Selma;

Were severally read the second time, and referred to the judiciary committee.

The bill—

H. B. 825. To amend section 5009 of the Code of Alabama;

And the Senate bills—

s. 183. For the better protection of the State in the payment of fees of sheriffs for feeding prisoners;

s. 193. To amend an act to amend subdivision "K," of section 5032 of the Code, approved February 12, 1879;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 802. To amend section 390 of the Code;

H. B. 806. To change the mode of appointing tax assessors, and regulating their proceedings;

H. B. 808. To allow probate judges commissions on moneys collected and paid out by them for the State and county;

H. B. 809. To regulate assessment of property in this State;

H. B. 820. To amend subdivision 14 of section 73 of the Code of Alabama;

H. B. 824. To fix a penalty on persons failing to render a tax list of their property;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 816. To amend an act, approved January 28, 1879, authorizing owners of lots in the town of Gadsden, Alabama, to remove the remains of deceased persons therefrom, and re-inter in the cemetery or graveyard, be amended so as to include lots Nos. 35, 36 and 113.

And the Senate bill—

s. 291. To repeal an act to increase the criminal jurisdic-

tion of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, approved February 8, 1877, so far as the same relates to the county of Lee;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 803. To authorize the county superintendents of Madison and Limestone to establish school districts in certain cases ;

H. B. 804. To amend section 1303 of the Code ;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 814. To protect the citizens of Crenshaw county, Alabama, against the operations of an act, passed at the present session of the General Assembly, to prevent stock running at large in certain portions of Montgomery county ;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 811. To authorize the Governor to purchase certain real estate adjoining the Capitol grounds ;

Was read the second time, and referred to the committee on public buildings and institutions.

The bills—

H. B. 818. To amend sections 1528 and 1529 of the Code of Alabama ;

H. B. 819. To repeal section 1534 of the Code ;

Were severally read the second time, and referred to a special committee of five, raised under resolution of Mr. Collier.

The Senate bill—

H. B. 262. Increasing the pay of the board of revenue of Montgomery county ;

Was read the second time, and referred to a select committee composed of the members of the Montgomery delegation.

The bills—

B. B. 812. To define who shall prescribe for medicinal purposes vinous, spirituous or malt liquors, in locations where local laws exist, and to limit the prescribing thereof in such locations ;

H. B. 815. To amend an act, approved February 13, 1879,

to prevent the sale or giving away liquors within two and one half miles of Carmel (Presbyterian) church, Cherokee county, be so amended as not to include any portions of Calhoun county ;

H. B. 817. To prohibit the sale or giving away of intoxicating liquors within five miles of Coaling Station, on the Alabama Great Southern railroad, in Tuskaloosa county ;

H. B. 821. To prohibit the sale of spirituous, vinous and malt liquors within the limits of Macon county, in this State ;

Were severally read the second time, and referred to the committee on temperance.

Mr. Foster presented a petition from the citizens of Macon county in favor of the passage of the bill prohibiting sale of spirituous liquors, &c., in Macon, (H. B. 821) ;

Which was referred, with the bill, to the committee on temperance.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, Feb. 9, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives :

H. B. 60. To repeal an act to confer jurisdiction upon the probate judge of Perry county, concurrent with the circuit court, with authority to hold court at Uniontown, Alabama, approved 13th February 1879 ;

H. B. 202. To prevent the sale or giving away of spirituous, vinous or malt liquors within five miles of Philadelphia Church, Monroe county ;

H. B. 294. To prohibit the sale, or giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of the churches and academy at Brundidge, in Pike county, Alabama ;

H. B. 310. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, or intoxicating beverages, within three miles of Farriorville, in Bullock county ;

H. B. 89. To regulate the trial of misdemeanors in Jackson county.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 9, 1881.

Mr. Speaker:

The Senate has passed, without amendment, the following bill :

H. B. 165. To establish a normal school for colored teachers at Tuskegee.

W. L. CLAY, Secretary.

The House next proceeded to consider the special order for this hour, the bill—

H. B. 560. To amend section 1544 of the Code of Alabama.

The question pending, being the substitute reported by the committee on temperance,

Mr. Waller moved to amend, by way of a substitute for section 3. Adopted.

The substitute, as amended, was adopted.

Mr. Glover moved to amend, by excluding Choctaw county from the operations of the bill. Agreed to.

Mr. Cunningham moved to indefinitely postpone the bill. Lost.

Mr. Wilson of Shelby offered a substitute ;

Which, on motion of Mr. Clark, was laid on the table.

Mr. Nelson offered an amendment to section 2, which was adopted.

On motion of Mr. Cowart, the vote adopting the amendment of Mr. Waller was re-considered.

Mr. Brown of Russell offered an amendment, by way of substitute, for the bill.

Mr. Brown of Tuscaloosa moved to lay the bill on the table. Lost.

The hour of 11½ A. M. having arrived, on motion of Mr. Kent, the bill under consideration was postponed, and made the special order for 10 A. M. to-morrow ;

And the bill—

H. B. 246. To provide for the supervision of the public health, &c. ;

Was taken up.

Mr. Kent moved to amend subdivision 3, section 3, by striking out the words "but not less than one hundred dollars a year." Adopted.

Mr. Collier moved to postpone until Monday next, 11 A. M.

Pending the motion, the hour of 12 m. arrived, when the House proceeded to the consideration of the bill—

H. B. 171. To establish a board of railroad commissioners, &c.

Mr. Watts moved to amend section 6, by striking out all after the word "adopted" in the 16th line, and adding:

"And when the decision of the board, after such hearing, shall be made, such rules so established, are hereby declared to be, and enacted as, the rules for the government of said railroad companies, lessees, their officers, agents and employees."

The amendment was adopted.

Section 6, as amended, was adopted.

Section 7 was adopted.

On motion of Mr. Langdon, section 8 was stricken out.

Section 9 was adopted.

On motion of Mr. Langdon, the words "thirty-first day of July" were stricken out, and the words "thirtieth day of June" were inserted.

Section 10, as amended, was adopted.

Mr. Nelson moved to amend section 11, as follows:

Add in line 7, after word "and," "a summary of the facts and circumstances of all such accidents shall be," and add to end of section 11 as printed, the words, "with such suggestions as will, in their judgment, prevent a recurrence of the same."

The amendment was adopted, and section 11, as amended was adopted.

Sections 12 and 13 were adopted.

Mr. Watts moved to amend section 14, by inserting the word "officer" between "any" and "agent." Adopted.

On motion of Mr. Langdon, "five" was stricken out and "one" inserted.

Section 14, as amended, was adopted.

Sections 15, 16, 17, and 18, were adopted.

Mr. Brown of Tuskaloosa moved to amend section 19, by inserting in line 3 the words, "officers and." Adopted.

The filling of blank in the section was postponed.

On motion of Mr. Foster, the blank in section 20 was filled by inserting the word "April," in line 5.

Section 20, as amended, was adopted.

Mr. Langdon moved to amend section 21, by way of a substitute.

Mr. Nelson moved to re-consider the vote adopting section 20.

Pending its consideration,

By leave, bills were introduced:

By Mr. Vaught—

H. B. 826. To change the mode of appointing tax collectors, and regulate their proceedings;

By Mr. Newson—

H. B. 827. To authorize the probate judge of Clay county to order an election, to prevent the selling, giving away or disposing of vinous, spirituous, or malt liquors within the limits of said county;

By Mr. Milner—

H. B. 828. To authorize the filing and recording of certain conveyances therein named in the office of the probate courts;

Also,

H. B. 829. For the relief of Jasper N. Mathena;

By Mr. Gilmore—

H. B. 830. To amend section 5047 of the Code of Alabama;

By Mr. Wright of Butler—

H. B. 831. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, with certain exceptions, in the State of Alabama;

By Mr. Nettles—

H. B. 832. To require persons engaged in selling merchandise from flat boats or steam boats on navigable streams to take out licenses;

By Mr. Watts (by request)—

H. B. 833. For the relief of Robert Parker;

Which bills were severally read once, and ordered to a second reading to-morrow.

By leave, petitions were presented:

By Mr. Bulger (by request)—

Petition from certain citizens of Tallapoosa county against the passage of a bill to prohibit the sale of whiskey and liquors near Tabitha Chapel, Tallapoosa county;

Which was referred to the committee on temperance.

By Mr. Powell—

Petition of F. L. Marks, C. F. Fitzpatrick, and others, of Bullock county, praying for a prohibitory liquor law for Bullock county;

Which was referred to the committee on temperance.

By Mr. Kirkland—

Petition of citizens of Fayette county, in regard to sale of whiskey at a certain church in said county;

Which was referred to the committee on temperance.

By leave, Mr. Foster offered a joint resolution, allowing Hugh M. King access to certain records and papers, &c., at the Capitol;

Which was adopted.

Pending the consideration of Mr. Nelson's motion to reconsider the vote adopting section 20 of n. b. 171, (railroad commission bill, &c.,) the hour of 2 p. m. arrived, and the House stood adjourned till 3½ p. m.

EVENING SESSION.

February 9, 1881.

On motion of Mr. Price, the bill—

n. b. 246. To provide for the supervision of the public health, &c.;

Was made the special order for 10½ a. m. to-morrow.

By leave, Mr. Brewer, from special committee, reported favorably with amendment to the bill—

n. b. 250. To provide for further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same;

Amend, by way of a substitute for the third section.

On motion of Mr. Lary, the bill was postponed and made the special order for to-morrow at 4 p. m.

REPORTS FROM COMMITTEES.

Mr. Nelson, from the committee on corporations, reported a substitute for the bill—

n. b. 344. To incorporate Ahbury Camp Ground, of the M. E. Church, South, in Monroe county.

The substitute was adopted, and the bill was read the third time and passed—yeas 74, nays 0.

Yeas— Messrs. Speaker, Austill, Agnew, Avery, Barnett, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price.

Ramsay, Robinson of Jackson, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee, reported favorably, with amendment to the Senate bill—

s. 32. To amend an act to amend section 1817 of the Code.

The amendment was adopted, and the bill read the third time, and passed—yeas 72, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Clark, Davidson, Dement, Donoho, Foster, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Antanga, Johnson of Blount, Kent, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Patton, Pound, Powell, Price, Ramsay, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Welborn voted nay.

Also, favorably, with amendments to the bill—

ii. ii. 490. To amend the act incorporating the town of Clayton, and the act amendatory thereof.

The first amendment was adopted.

The second amendment was lost.

Mr. White moved to amend, by adding the following:

“Further, that said town council shall have full power and authority to appropriate at any time any or all the money in the treasury not needed for the town government, to the support and maintenance of public schools, in said town.”

The amendment was adopted.

The bill was read the third time, and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Rus-

sell, Bruce, Caffee, Camp, Collier, Cooley, Cunningham, Clark, Dement, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Pound, Powell, Price, Sanders, Sheldon, Sharit, Shields, Slaughter, Taylor, Tyson, Thomas, Underwood, Vanght, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably, with amendment to, the bill—

H. B. 623. To incorporate the Mechanics' Steam Fire Company No. —, of Selma, Alabama.

The amendment was adopted ;

And the bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Bankhead, Barnett, Beard, Betts, Billingslea, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskalooosa, Brown of Russell, Bruce, Caffee, Calhoun, Collier, Cooley, Cunningham, Clark, Davidson, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kent, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Patton, Pound, Powell, Price, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, reported back H. B. 681, and asked its reference to committee on temperance. So ordered ;

Also, favorably to the bill—

H. B. 626. To define the corporate limits of the city of Wetumpka.

The bill was read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Betts, Bilingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskalooosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Collier, Cooley, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, New-

som, Nettles, Nolen, Patton, Pound, Powell, Ramsay, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 505. To incorporate the Pickensville Male and Female Seminary, in the county of Pickens.

The bill was read the third time and passed—yeas 70, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Coolley, Clark, Dement, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Lane Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Powell, Price, Ramsay, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably, with amendment to the bill—

H. B. 684. To authorize the court of county commissioners of Greene county to issue new bonds, for the purpose of compromising the old bonds of said county, issued in aid of the Selma, Marion and Memphis Railroad Company.

The amendment was adopted;

And the bill read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Collier, Coolley, Cowart, Cunningham, Clark, Davidson, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Pound, Powell, Price, Ramsay, Sanders, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts,

Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the Senate bill—

s. 154. To amend section 1763 of the Code of Alabama.

The bill was read the third time and passed—yeas 55, nays 12.

Yeas—Messrs. Speaker, Austill, Agnew, Barnett, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calhoun, Collier, Cooley, Cowart, Clark, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lary, Long, Morrisette, McCullough, Nelson, Newsom, Nolen, Powell, Price, Ramsay, Sanders, Sowell, Slaughter, Smith, Tyson, Thomas, Waller, Watts, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Betts, Brooks of Macon, Camp, Cunningham, Glover, Hogue, Lanier, Maddox, Owens, Pound, Underwood, Vaught.

Leave of absence was granted to Mr. Calloway for to day, on account of sickness.

Mr. Nelson, from same committee, reported favorably to the Senate bill—

s. 172. To amend section 1768 (1488) of the Code.

The bill was read the third time and passed—yeas 72, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Barnett, Beard, Betts, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Foster moved to suspend the rule prescribed by the resolution of Mr. Bankhead, on yesterday.

Agreed to.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 162. To prohibit the sale, or giving away of spirituous, vinous, or malt liquors in Lowndes county, outside of the limits of incorporated towns or cities containing not less than 300 inhabitants;

Mr. Brewer moved to amend, by striking out the proviso.

The amendment was adopted, and the bill read the third time and passed—yeas 56, nays 2.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Collier, Cooley, Cowart, Cunningham, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Lary, Long, Maddox, Mason, McCullough, Newsom, Nettles, Nolen, Owens, Pomeroy, Powell, Price, Sanders, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Johnson of Blount and Underwood.

Also, reported favorably to the Senate bill—

s. 166. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages within three miles of Pratt Mines school house, in Jefferson county.

Mr. Sharit offered an amendment as follows:

Amend by providing—

1st. That this act shall not go into effect until the first day of January, 1882;

2nd. That in the event of the town of Pratt Mines being incorporated by the 31st day of December, 1881, then the said town of Pratt Mines shall have all the powers conferred upon corporations by section 1782 of the Code.

On motion of Mr. Kent, the amendment was laid on the table.

The bill was read the third time and passed—yeas 60, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Betts, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond,

Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Patton, Pound, Powell, Price, Sanders, Sowell, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Sharit voted nay.

Also, favorably, with amendments, to the bill—

H. B. 527. To prohibit the sale of spirituous, vinous, or malt liquors in Radfordsville, Perryville, and Oak Grove beats, in Perry county.

Amend by adding Pinetucky, Severe, Herd's, Marion, Oldtown, and Hamburg beats.

Also, amend by provisos.

Which were adopted.

The title was amended so as to read, An act to prohibit the sale, or giving away of spirituous, vinous, or malt liquors in Radfordsville, Perryville, Oak Grove, Pinetucky, Severe, Herd's, Marion, Oldtown and Hamburg beats, in Perry county.

And the bill was read the third time and passed—yeas 55, nays 2.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Beard, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Cooley, Cowart, Cunningham, Clark, Davidson, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Kirkland, Lane, Lary, Maddox, Martin, Mason, Morrisette, McCullough, Newsom, Nettles, Patton, Powell, Price, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Brown of Russell and Underwood.

Also, from same committee, reported favorably to the bill—

H. B. 564. To prohibit the sale, giving away, barter, or exchange of vinous, spirituous or malt liquors, or other intoxicating drinks, in the county of Chilton.

Mr. Collier moved to amend, by way of a substitute—

H. B. 564. Entitled an act to authorize the probate judge of Chilton county to order elections in certain cases, to determine whether spirituous, vinous, or malt liquors shall

be sold, given away, or otherwise disposed of in any beat, or incorporated city or town therein.

*The amendment was adopted, and the bill was read the third time and passed—yeas 67, nays 0.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cooley, Cowart, Davidson, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pound, Powell, Sanders, Sowell, Shields, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee, reported favorably to the bill—

H. B. 421. To prohibit the sale of liquors in Snow Hill beat, in Wilcox county.

The title was amended to read:

To prohibit the sale or giving away of spirituous, vinous or malt liquors within the corporate limits of Snow Hill, and also in Snow Hill beat, in Wilcox county.

The bill was read the third time and passed—yeas 66, nays 0.

Year—Messrs. Agnew, Bankhead, Barnett, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lary, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 798. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors in beats one, two and three, in the county of Autauga.

The bill was read the third time and passed—yeas 57, nays 2.

Yeas—Messrs. Speaker, Agnew, Bankhead, Betts, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kent, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Sowell, Shields, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Brown of Russell, Underwood.

Also, favorably to the bill—

H. B. 468. To prohibit the sale of vinous, spirituous or malt liquors, or intoxicating bitters, within three miles of Escatawpa Baptist and Methodist churches in Washington county.

The bill was read the third time and passed—yeas 53, nays 2.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Betts, Bowdon, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Gilmore, Glover, Hammond, Harris, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Martin, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Brown of Russell, Underwood.

Also, favorably to the bill—

H. B. 703. To prohibit the sale, or giving away, or otherwise disposing of vinous, spirituous or malt liquors, or other beverages of any kind composed in whole or in part of intoxicating material, by whatever name known, at, or within four miles of any coaling kilns, or ovens or pits employed or to be employed for making charcoal, by, or for the use of the Shelby Iron Company, in the county of Shelby, in this State.

The bill was read the third time and passed—yeas 58, nays 2.

Yeas—Messrs. Austill, Agnew, Avery, Bankhead, Barnett,

Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Grayson, Hammond, Harris, Kirkland, Lane, Lary, Long, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pound, Powell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Brown of Russell, Underwood.

Also, favorably, with amendment, to the bill—

H. B. 702. To prohibit the sale, or giving away, or otherwise disposing of vinous, spirituous or malt liquors, or other beverages of any kind, composed in whole or in part of intoxicating material, by whatever name known, at or within five miles of the Methodist, Baptist and Presbyterian churches of Columbia, and Good Hope and Bethel Churches in beats Nos. 1 and 2, all in Shelby county, Alabama.

The amendment was adopted, and the bill was read the third time and passed—yeas 63, nays 1.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Caffee, Camp, Cooley, Cowart, Clark, Davidson, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lary, Long, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Owens, Patton, Pound, Powell, Price, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Brown of Russell voted nay.

Also, favorably to the bill—

H. B. 611. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within four miles of Prosperity Church, in Dallas county.

The bill was read the third time and passed—yeas 59, nays 1.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Owens, Patton,

Pound, Powell, Price, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Brown of Russell voted nay.

BILLS INTRODUCED.

By leave, bills were introduced :

By Mr. Foster—

H. B. 834. To regulate the transactions between cotton factors and commission merchants and their principals ;

By Mr. Wilson of Shelby—

H. B. 835. To authorize probate judges to confirm sales made by guardians in certain cases ;

By Mr. Price—

H. B. 836. To authorize the payment to the judges of the circuit courts, and to the chancellors of this State, compensation in addition to the salaries now allowed them by law out of any surplus funds in the treasury ;

Also,

H. B. 837. To provide for refunding to John R. Dickin six hundred dollars, by him paid to the State for swamp and overflowed lands ;

By Mr. Camp—

H. B. 838. To amend section 907 of the Code ;

By Mr. Lanier—

H. B. 839. To amend section 1632 of the Code ;

By Mr. Beard—

H. B. 840. To increase the criminal jurisdiction of justices of the peace, in certain counties therein named ;

By Mr. Bowdon—

H. B. 841. To amend an act to incorporate the town of Columbia, Henry county ;

By Mr. Nelson—

H. B. 842. To amend an act to relieve Bedford J. Hamilton, a blind minister, and his minor son, Alex. Hamilton, formerly of the county of Sumter ;

Also,

H. B. 843. To authorize an agreement with A. W. Jones and associates, J. M. Levy and Wm. Patton for the compromise an adjustment of the liability of the State as endorser of bonds and coupons made and issued by the Selma, Marion & Memphis R. R. Co. ;

By Mr. Tyson—

H. B. 844. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within seven miles of the Baptist and Methodist churches in Fort Deposit, Lowndes county;

By Mr. Austill—

H. B. 845. Authorizing the Governor of the State to issue five bonds of the State, of the class known as "Class A," of the denomination of one thousand dollars each, in exchange for five bonds, or "Alabama five per cent. stock," issued under an act of the General Assembly of Alabama, passed December 4, 1832, to increase the capital stock of the branch of the Bank of the State of Alabama, in the town of Montgomery.

Also,

H. B. 846. To authorize tax collectors to appoint deputies;

By Mr. Betts—

H. B. 847. Regulating the employment of convict labor in Madison county;

By Mr. Brown of Tuskaloosa—

H. B. 848. To amend section 1295 of the Code;

By Mr. McCullough—

H. B. 849. To exempt narrow gauge railroads from taxes; Which bills were severally read once, and ordered to a second reading.

Petitions against the bill requiring foreign insurance companies to deposit bonds, were presented by Messrs. Austill, Brewer and Nelson.

Messrs. Newsom and Brewer presented petitions in favor of said bill;

All of which were referred to the judiciary committee.

On motion of Mr. Maddox, the House adjourned until to-morrow morning, 9:30 o'clock.

HOUSE OF REPRESENTATIVES,

THURSDAY, February 10, 1881.

House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce of the House.

There were present:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caf-

fee, Calhoun, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—\$9.

Leave of absence was granted to Mr. Cooley for to-day, on account of sickness; and to Mr. Billingslea until Monday.

Journal of yesterday read and approved.

SIGNING OF BILLS.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled the following bill, and the Speaker, in the presence of the House, immediately after the title had been publicly read, signed said bill:

H. B. 165. To establish a normal school for colored teachers at Tuskegee.

By leave—

Mr. Robinson of Conecuh offered the following joint resolution:

Resolved by the House, the Senate concurring, 1st. That the traffic in, or use of, alcoholic liquors, or intoxicating beverages, except in the laboratory, or as a medicine in the strict sense of that term, is an evil that ought to be suppressed in the State of Alabama.

Resolved, 2d. That a joint committee be now raised, consisting of five from the House of Representatives and three from the Senate, whose duty it shall be to report to the Senate and House, at the earliest practicable hour, a bill framed for the purpose of suppressing said evil in the State, and that it shall be in order for said committee to report at any time.

The vote being taken on the first resolution, it was adopted.

The consideration of the second resolution was postponed, and made the special order for 12 M. to-day.

BILLS ON SECOND READING.

The bill—

H. B. 827. To authorize the probate judge of Clay county to order an election to prevent the selling, giving away, or disposing of vinous, spirituous, or malt liquors within the limits of said county;

Was read the second time, and referred to committee on privileges and elections.

The bill—

H. B. 830. To amend section 5047 of the Code;

Was read the second time, and referred to committee on fees and salaries.

The bill—

H. B. 839. To amend section 1632 of the Code;

Was read the second time, and referred to committee on public roads and highways;

The bill—

H. B. 833. For the relief of Robert Parker;

Was read the second time, and referred to committee on accounts and claims.

The bill—

H. B. 848. To amend section 1295 of the Code;

Was read the second time, and referred to committee on public buildings and institutions.

The bill—

H. B. 847. Regulating the employment of convict labor in Madison county;

Was read the second time, and referred to committee on local legislation.

The bill—

H. B. 841. To amend an act to incorporate the town of Columbia, Henry county;

Was read the second time, and referred to committee on corporations.

The bills—

H. B. 831. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, with certain exceptions, in the State of Alabama;

H. B. 844. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within seven miles of the Baptist and Methodist churches in Fort Deposit, Lowndes county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 828. To authorize the filing and recording of certain conveyances therein named, in the office of the probate courts;

H. B. 829. For the relief of Jasper N. Mathena of Marshall county;

H. B. 835. To authorize probate judges to confirm sales made by guardians in certain cases;

H. B. 836. To authorize the payment to the judges of the circuit courts, and to the chancellors of this State, compensation, in addition to the salaries now allowed them by law, out of any surplus funds in the treasury;

H. B. 838. To amend section 907 of the Code;

H. B. 843. To authorize an agreement with A. W. Jones and associates, J. M. Levy and Wm. Paton, for the compromise and adjustment of the liability of the State as endorser of bonds and coupons made and issued by the Selma, Marion and Memphis Railroad Company;

H. B. 840. To amend section one of an act to increase the criminal jurisdiction of justices of the peace in certain counties therein named;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

H. B. 849. To exempt narrow gauge railroads from taxes;

H. B. 832. To require persons engaged in selling merchandise from flatboats or steamboats on navigable streams, to take out license;

H. B. 834. To regulate the transactions between cotton factors and commission merchants and their principals;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bills—

H. B. 845. To authorize the Governor of the State to issue five bonds of the State, of the class known as "Class A," of the denomination of one thousand dollars each, in exchange for five bonds or "Alabama five per cent. stock," issued under an act of the General Assembly of Alabama, passed 4th of December, 1832, to increase the capital stock of the branch of the bank of the State of Alabama, in the town of Montgomery;

H. B. 837. To provide for refunding to John R. Dickin six hundred dollars, by him paid to the State for swamp and overflowed lands;

Were severally read the second time, and referred to committee on appropriations.

The bills—

H. B. 826. To change the mode of appointing tax collectors, and regulate their proceedings ;

H. B. 842. To amend an act to relieve Bedford J. Hamilton, a blind minister, and his minor son, Alexander Hamilton, formerly of the county of Sumter ;

H. B. 846. To authorize tax collectors to appoint deputies ;

Were severally read the second time, and referred to the committee on ways and means.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, Feb. 10, 1881.

Mr. Speaker :

The Senate has originated and passed the following bills :

s. 85. To incorporate the Gulf Coal Company ;

s. 196. In relation to depositions in equity cases ;

s. 20. To more effectually secure competent and well qualified jurors in the several counties of this State ;

s. 254. To prohibit the sale or disposing of spirituous, vinous or malt liquors in the counties of Monroe and Escambia ;

s. 224. To declare and fix the limitations of suits against the heirs or devisees of decedents ;

s. 142. To allow defendants in criminal cases to make statements to the court or jury trying the same ;

And has passed, without amendment, the following House bill :

H. B. 112. To legalize the marriage heretofore solemnized between Alfred McKinnie and Susanna Barnett of Blount county, in this State ;

And has concurred in the House amendments to the bills—

s. 114. To amend section 71 of an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879, so far as the same relates to the county of Washington ;

s. 206. To amend an act to amend section 1373 of the Code, approved January 20, 1879.

The Senate bills just received, whose titles are set forth in the foregoing message, were severally read once, and ordered to a second reading on to-morrow.

SENATE CHAMBER, Feb. 9, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, which originated in the Senate, and your signature is requested to the same :

s. 206. To amend an act to amend section 1373 of the Code, approved January 20, 1879 ;

s. 114. To amend section 71 of an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879, so far as the same relates to the counties of Washington, Clarke, Monroe, Escambia and Baldwin ;

s. 137. To provide for the official declaration of election of certain officers in this State, and to prescribe the time in which official bonds shall be given ;

s. 204. To amend section 290 of the Code.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

The hour of 10 o'clock having arrived, the special order for this hour was taken up, being the bill—

H. B. 560. To amend section 1544 of the Code of Alabama.

The question pending being the substitute of Mr. Brown of Russell ;

Pending its consideration, the hour of 10:30 arrived, and the special order for this hour was taken up, being the bill—

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics, in the several counties of the State of Alabama.

The question pending being Mr. Kent's substitute for subdivision 2 of section 2, the substitute was adopted.

Pending the consideration of the bill, the hour of 11 o'clock arrived, and the House proceeded to consider the special order for this hour, being the bill—

H. B. 654. To fix the rate of taxation.

The question pending being the substitute reported by the committee on ways and means ;

Mr. Wilson of Shelby moved to amend the substitute, by striking out "six and one-half tenths of one per centum," and inserting in place thereof "six-tenths of one per centum."

Pending its consideration, the hour of 12 M. arrived.

Mr. Bankhead moved to postpone the special order for this hour, viz :

H. B. 171. The bill to establish a railroad commission, &c., for the purpose of proceeding with the consideration of the question now pending. Lost.

And the House proceeded to the consideration of the special order, being the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same.

The question pending being the motion of Mr. Nelson to re-consider the vote by which section 20 was adopted ;

Mr. Foster moved to lay the motion on the table. Carried.

Mr. Langdon's substitute was withdrawn, by consent.

Mr. Foster moved to fill the blanks in section 21, by inserting in line three, the word "six," and in line six, the word "one." Adopted, and the section, as amended, was adopted.

Mr. Collier moved to amend section 22, by substituting \$3,000 for \$4,000, and \$2,000 for \$3,000, pay of the commissioners.

On motion of Mr. Foster, the amendment was laid on the table.

On motion of Mr. Hogue, the salary of the chairman was fixed at thirty-five hundred dollars.

Mr. Langdon moved to amend, by adding at end of section 22, the following :

"And the said commissioners shall have the right to pass free of charge, in the performance of their duties, on all of the railroads in this State, and to take with them any person in their official employment. The amendment was adopted.

Sections 22, 23, and 24, were adopted.

The blank in section 19 was filled, by inserting "\$14,000 per annum."

The sections of the bill were re-numbered, and the bill was ordered to be engrossed for a third reading on to-morrow, at 12 M.

On motion of Mr. Price, the bill, H. B. 246, was made the special order for 10½ A. M. to-morrow, and for that hour from day to day until disposed of.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 10, 1881.

Mr. Speaker:

The Senate has concurred in the House amendments to the bills—

s. 32. To amend an act to amend section 1817 of the Code;

s. 83. To regulate the practice of dentistry in the State of Alabama;

And has amended, as therein shown, and passed the bill—

H. B. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State, in the swamp and overflowed lands, and timber thereon.

WM. I. CLAY, Secretary.

On motion of Mr. Bankhead, the House resumed the consideration of the bill—

H. B. 654. To fix the rate of taxation in this State.

The question pending being the amendment of Mr. Wilson of Shelby;

The amendment was lost—yeas 33, nays 48.

Yeas—Messrs. Anstill, Agnew, Armstrong, Avery, Barnett, Beard, Bulger, Brown of Tuskaloosa, Bruce, Caffee, Dement, Floyd, Glover, Hammond, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Long, Maddox, Martin, Newman, Newsom, Patton, Pound, Renfro, Sharit, Skeggs, Slaughter, Underwood, Vaught, Wilson of Shelby, Wright of Lee.

Nays—Messrs. Speaker, Bankhead, Beck, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Calhoun, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Grayson, Harris, Johnson of Autauga, Lane, Langdon, Lary, Mason, Milner, Morrisette, McCullough, Nelson, Nettles, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sheldon, Smith, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

The substitute was adopted, and the bill read the third time and passed.

Yeas 65, nays 18.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calhoun, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Harris, Johnson of Autauga, Kirkland, Lane, Langdon, Lary, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Owens, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Slaughter, Smith, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Brown of Tuskaloosa, Caffee, Dement, Hammond, Heacock, Hogue, Johnson of Blount, Kent, Long, Martin, Newman, Patton, Pound, Sharit, Shields, Skeggs, Underwood, Wright of Lee.

By leave, Mr. Renfro, from special committee, reported favorably, with amendments, to the Senate bill—

s. 262. Increasing the pay of the board of revenue of Montgomery county.

The amendments were adopted, and the bill read the third time and passed—yeas 62, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Calhoun, Camp, Cowart, Clark, Davidson, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman Newsom, Nolen, Owens, Pound, Price, Ramsay, Renfro, Sanders, Sheldon, Shields, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Johnson of Blount, voted nay.

BILLS INTRODUCED.

By leave, bills were introduced :

By Mr. Sheldon—

H. B. 850. To appropriate \$20 40-100 for the relief of R. E. Jones, clerk of the circuit court of Mobile ;

By Mr. Renfro (by request)—

H. B. 851. To establish a public steam ferry across the Alabama river near the city of Montgomery;

Also, (by request)—

H. B. 852. To regulate the trial of persons charged with violations of section 1458 of the Code;

By Mr. Austill—

H. B. 853. To amend section 1 of an act to authorize fire and marine insurance companies to reduce their capital stock, approved January 29, 1879;

By Mr. Watts—

H. B. 854. To amend section 4445 of the Code;

By Mr. Camp—

H. B. 855. To establish a separate school-district in the county of Marion;

By Mr. Newsom—

H. B. 856. To change the boundary line between the counties of Clay and Cleburne;

By Mr. Morrisette—

H. B. 857. To prevent the sale, giving away, or otherwise disposing of any vinous, spirituous or malt liquors in Fox's Mill beat, precinct No. 14;

By Mr. Floyd (by request)—

H. B. 858. To repeal an act to amend section 5030 of the Code of Alabama, approved February 13, 1879;

By Mr. Owens—

H. B. 859. To amend section 4721 of the Code of Alabama;

Also,

H. B. 860. To allow sheriffs of the State compensation for necessary fuel to heat jails;

By Mr. Avery (by request)—

H. B. 861. To prohibit the sale or otherwise disposing of vinous or spirituous liquors in beat No. 9, in Hale county, Alabama, and within five miles of the Presbyterian church at Carthage, in Hale county, Alabama;

By Mr. Bulger (with petition)—

H. B. 862. To prohibit the sale or otherwise disposing of spirituous, intoxicating or malt liquors within four miles of Walnut Hill Academy, in Walnut Hill, Tallapoosa county;

By Mr. Bulger—

H. B. 863. To authorize the commissioners court of Tallapoosa county to compromise the bonded indebtedness of said county, and to raise money to pay the amount of such compromise;

By Mr. Underwood—

H. B. 864. To authorize the municipal authorities of the city of Tuscumbia to require license of certain occupations ;

By Mr. Cowart—

H. B. 865. To amend section 1544, so far as the same relates to Pike, Butler and Coffee counties ;

By Mr. Avery—

H. B. 866. To amend the first section of an act entitled an act to establish the canebrake agricultural district, to provide for the securing of the same, and the management of its affairs, approved February 20, 1877 ;

Which bills were severally read once, and ordered to a second reading on to-morrow.

By leave, petitions were presented :

By Mr. Powell—

Petition of John King and other colored citizens of Indian Creek beat, asking the passage of a prohibitory liquor law for Bullock county ;

Which was referred to the committee on temperance.

By Mr. Nolen—

Petition from citizens of Coosa county, in favor of prohibiting the sale of liquors in said county ;

Which was referred to the committee on temperance.

By Mr. Barnett—

Petitions of citizens of Pike county, in favor of the passage of a bill requiring foreign insurance companies to deposit a certain amount, &c. ;

Which was referred to the judiciary committee.

By Mr. Armstrong—

Petition of certain citizens of Bullock county, against the passage of a bill requiring foreign insurance companies depositing certain amount with Auditor, &c. ;

Which was referred to judiciary committee.

By Mr. Powell—

Petition of F. J. Culver and others, asking passage of a prohibitory liquor law for Bullock county ;

Which was referred to committee on temperance.

The hour of 2 P. M. arrived, and the House stood adjourned till 3½ P. M.

EVENING SESSION.

FEBRUARY 10, 1881.

The House met pursuant to adjournment.

REPORTS FROM COMMITTEES.

Mr. Powell, from the committee on temperance, reported favorably to the Senate bill—

s. 171. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, malt, or other intoxicating liquors, within three (3) miles of the academy in Loachapoka, Lee county.

The bill was read the third time and passed—yeas 48, nays 5.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brooks of Covington, Bruce, Calhoun, Calloway, Camp, Collier, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Johnson of Autauga, Kirkland, Lary, Long, Martin, Nelson, Newman, Newsom, Owens, Patton, Pound, Powell, Renfro, Robinson of Conecuh, Sheldon, Shields, Smith, Taylor, Thomas, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Nays—Messrs. Brown of Russell, Clark, Underwood, Vaught, Waller..

Also, favorably to the Senate bill—

s. 165½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, at or within five miles of Bethel church, in Bibb county.

The bill was read the third time and passed—yeas 53, nays 2.

Yeas—Messrs. Speaker, Austill, Armstrong, Barnett, Beard, Bowdon, Bulger, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffec, Collier, Cooley, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Johnson of Autauga, Kirkland, Lary, Long, Maddox, Martin, McOnlough, Nelson, Newman, Newsom, Nolen, Owens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Shields, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Johnson of Blount, Underwood.

Also, favorably to the Senate bill—

s. 179. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within five miles of Pleasant Hill church, in Bibb county.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Armstrong, Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Camp, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Owens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Shields, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also favorably to the bill—

H. B. 737. To prevent the sale of vinous, malt, and intoxicating liquors in Bullock county.

The bill was read the third time and passed—yeas 58, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Bowdon, Bulger, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Calhoun, Camp, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Kent, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Brown of Russell, Underwood, Vaught.

The special order for 4 p. m. was taken up, viz., the bill—

H. B. 250. To provide for further accommodation of the insane, &c.;

And on motion of Mr. Lary, its consideration was postponed, and made the special order for to-morrow at 4 p. m.

Mr. Powell, from same committee, reported favorably to the bill—

H. B. 821. To prohibit the sale of spirituous, vinous, and malt liquors, within the limits of Macon county, in this State.

The bill was read the third time and passed—yeas 59, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Calhoun, Camp,

Cowart, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Shields, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 415. To prevent the sale, or giving away, of any spirituous, vinous, or malt liquors, or any intoxicating bit-
ters, within two miles of the Baptist and Methodist churches in Brier Hill, Pike county, Alabama.

The bill was read the third time and passed—yeas 59, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Bowdon, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Caffee, Camp, Cowart, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 742. To prohibit the sale, giving away, or other disposition of spirituous liquors within eight miles of the courthouse in the town of Linden, Marengo county.

Mr. Walker of Marengo moved to amend section 3, by way of a substitute.

The amendment was adopted, and the bill was read the third time and passed—yeas 56, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beck, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Cowart, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Kirkland, Lane, Lanier, Long, Maddox, Martin, Mason, McCullough, Newsom, Nettles, Owens, Patton, Pound, Powell,

Price, Ramsay, Sanders, Sheldon, Shields, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 361. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors within five miles of Montgomery Hill Baptist church, in Baldwin county.

The bill was read the third time and passed—yeas 59, nays 1.

Nays—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beck, Bowdon, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Bruce, Camp, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newman, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Shields, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 776. To prohibit the making or selling of spirituous or malt liquors, or other intoxicating drinks, in the county of Dale, State of Alabama.

Mr. Bowdon moved to amend, by adding Henry county. Adopted.

And the bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Bruce, Cowart, Davidson, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newsom, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating beverages of any kind or description, within the limits of Bibb county.

The bill was read the third time and passed—yeas 58, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Betts, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Caffee, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sheldon, Shields, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 770. To prohibit the sale of, or giving away spirituous or malt liquors in Jefferson beat, in Marengo county.

The bill was read the third time and passed—yeas 58, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Beck, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Calhoun, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, McCullough, Newman, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Shields, Skeggs, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 488. To prohibit the sale, gift, or barter of intoxicating liquors within four miles of the Presbyterian Church at Pine Flat, in county of Autauga.

On motion of Mr. Powell, the bill was amended, so as not

apply to, or include any part of Elmore county, within the prohibited limit.

And the bill, was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beck, Bowdon, Brassfield, Brooks of Covington, Brooks of Macon, Caffee, Calhoun, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Grayson, Hammond, Harris, Johnson of Autauga, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nettles, Patton, Pound, Powell, Price, Ramsay, Slaughter, Smith, Thomas, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr Underwood² voted nay.

Also, favorably to the bill—

H. B. 761. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters or beverages, in beat No 1, in Conecuh county.

The bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beck, Bowdon, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Camp, Collier, Cunningham, Davidson, Foster, Grayson, Hammond, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Robinson of Conecuh, Sanders, Shields, Skeggs, Slaughter, Smith, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr Underwood voted nay.

Also favorably to the bill—

H. B. 627. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors at, or within five miles of Ebel church, in Fayette county.

The bill was read the third time and passed—yeas 53, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Betts, Billingslea, Bowdon, Bulger, Brooks of Macon, Bruce, Caffee, Calhoun, Camp, Cowart, Davidson, Foster, Grayson, Hammond, Harris, Johnson of Autauga, Kirkland, Lary, Maddox, Martin, Mason, McCullough, Newman, Owens,

Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Underwood voted nay.

Also favorably to the bill—

H. B. 629. To prohibit the sale of liquors in certain limits near Newburgh, Franklin county.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bowdon, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Davidson, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Kirkland, Lane, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 479. To prohibit the sale, giving away, or otherwise disposing of any vinous, spirituous or malt liquors, or other intoxicating drinks, in that part of Elmore county within five miles of the Missionary Baptist church called Bethany;

Mr. Lary moved to amend, by providing that the act shall not go into effect until January 1, 1882. Adopted.

And the bill was read a third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Board, Bradford, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Lane, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 228. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters within, three miles of Hepzibah Baptist church, in Pike county;

The bill was read the third time and passed—yeas 59, nays 1.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Bankhead, Barnett, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Floyd, Grayson, Harris, Heacock, Johnson of Autauga, Kirkland, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Nettles, Owens, Patton, Pound Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 625. To prohibit the sale, or giving away, of vinous, spirituous or malt liquors, or intoxicating, drinks within three miles of Mt. Vernon Baptist church, DeKalb county.

The bill was read the third time and passed—yeas 55, nays 1.

Yeas—Messrs. Speaker, Anstill, Agnew, Bankhead, Barnett, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Davidson, Donoho, Foster, Gilmore, Hammond, Harris, Hogue, Johnson of Autauga, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Owens, Patton, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 635. To prohibit the sale of liquors at Mt. Hope Alabama.

The title was amended to read :

To prohibit the sale of spirituous, vinous or malt liquors, from the county line west, to the township line east, and six

miles sooth, and six miles north of the town of Mt. Hope, Lawrence county, Alabama.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Clark, Donoho, Foster, Floyd, Gilmore, Grayson, Heacock, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Sanders, Shields, Skeggs, Slaughter, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 457. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors at, or within a radius of three miles of Hebron church, in Cherokee county;

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calhoun, Camp, Cowart, Clark, Donoho, Foster, Floyd, Grayson, Hammond, Harris, Heacock, Kirkland, Lane, Lary, Long, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conceh, Sanders, Shields, Slaughter, Smith, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 624. To prohibit the sale, or giving away, of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of Lebanon, DeKalb county.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Glover, Grayson, Hammond, Harris, Johnson of Blount, Kent, Kirkland, Lane, Lary, Long, Maddox, Martin,

Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sheldon, Shields, Smith, Taylor, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also favorably to the bill—

H. B. 504. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or other intoxicating liquors, within 7 miles of Pinola Grange Hall, in Montgomery county.

The bill was amended, by striking out "seven," and inserting "five;"

And was read third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Anstill, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Macon, Bruce, Caffee, Calloway, Camp, Cooley, Cowart, Foster, Glover, Grayson, Hammond, Harris, Johnson of Blount, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Nettles, Owens, Patton, Pound, Powell, Ramsay, Sanders, Sheldon, Slaughter, Smith, Taylor, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Brooks of Macon (by leave) offered the following resolution:

Resolved, That the committee on the judiciary is hereby instructed to investigate the decision in the case of Clark & Murrell vs. The Port of Mobile, rendered by the supreme court this morning, and report to this House whether said decision militates against, or is in conflict with, the bill to establish a railroad commission for this State.

The resolution was adopted.

TEMPERANCE.

Mr. Powell, from said committee, reported favorably to the bill—

H. B. 705. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, within three miles of Cuba Station, Sumter county.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calloun,

Camp, Cowart, Cunningham, Clark, Foster, Glover, Grayson, Harris, Kent, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Nettles, Nolen, Owens, Patton, Pound, Powell, Ramsay, Sanders, Sheldon, Shields, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee.

Also, favorably, with amendment, to the bill—

H. B. 414. To prevent the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating bitters, within three and a half miles of the Baptist, Presbyterian and Methodist churches in the town of Orion, Pike county, Alabama.

Amend, by adding: *Provided*, That the limits prohibited by this act shall extend north but one mile.

The amendment was adopted, and the bill read the third time, and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Camp, Clark, Davidson, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Antauga, Kent, Kirkland, Lary, Long, Maddox, Martin, McCullough, Nelson, Newman, Nettles, Nolen, Patton, Pound, Powell, Ramsay, Sanders, Smith, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 700. To prohibit the sale, or otherwise disposing of spirituous liquors in Pickens county, five miles east, five miles south, five miles west of Andrew Chapel church, and as far north as the Pickens county line extends.

The bill was read the third time and passed—yeas 57 nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Caffee, Calhoun, Collier, Cowart, Clark, Davidson, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Antauga, Kirkland, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Cham-

bers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 674½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous, or other intoxicating liquors, within two miles of the Methodist church at the village of Allsboro, county of Colbert.

The bill was read the third time and passed—yeas 48, nays 5.

Yeas—Messrs. Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Collier, Cowart, Clark, Davidson, Donoho, Foster, Floyd, Glover, Grayson, Harris, Heacock, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Nettles, Owens, Patton, Pound, Powell, Sanders, Shields, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Welborn, Wimberly, Wright of Lee.

Nays—Messrs. Speaker, Hammond, Johnson of Blount, Newman and Skeggs.

Mr. Underwood presented a petition in opposition to the bill, and asked that it be forwarded with the bill to the Senate; and it was so ordered.

Also, favorably to the bill—

H. B. 603. To prohibit the sale of intoxicating liquors, within three miles of Macedonia church, Tallapoosa county.

The title was amended and the bill read the third time and passed.

Yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Bruce, Calhoun, Camp, Cooley, Cowart, Clark, Davidson, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Owens, Patton, Pound, Powell, Ramsay, Renfro, Skeggs, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Also, favorably to the bill—

H. B. 143. To repeal so much of an act to prohibit the sale of vinous, spirituous or other intoxicating liquids, except for sacramental purposes, within five miles of the Methodist church near Thomas H. Phillips' place, in Macon

county, and Oak Grove station, on the Montgomery and Eufaula Railroad, as relates to Perry's mill and Williams' mill, near Oak Grove Station, on the Montgomery and Eufaula Railroad.

The bill was read the third time and passed—yeas 47, nays 5.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Caffee, Calhoun, Camp, Cooley, Cowart, Clark, Foster, Glover, Grayson, Johnson of Autauga, Kirkland, Lary, Maddox, Martin, McCullough, Nelson, Newman, Owens, Patton, Pound, Powell, Sanders, Sowell, Slaughter, Smith, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Hammond, Long, Thomas, Taylor and Vaught.

Yeas 52, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Cowart, Clark, Davidson, Donoho, Foster, Hammond, Harris, Heacock, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Nettles, Owens, Pound, Powell, Ramsay, Sanders, Smith, Tyson, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Patton and Waller.

Also, favorably to the bill—

H. B. 645. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt, or intoxicating beverages, within seven miles of Friendship Baptist Church, in Marengo county.

The bill was read the third time and passed—yeas 53, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Clark, Davidson, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Nettles, Owens, Patton, Pound, Powell, Ramsay, Sanders, Shields, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts,

Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Mr. Waller voted nay.

Also, favorably to the bill—

H. B. 618. To prevent the sale or giving away of alcoholic, spirituous, vinous or malt liquors within three and a half miles of Bethel Church, beat 16, Calhoun county.

The title was amended, and the bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Clark, Davidson, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Kirkland, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Nettles, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Sanders, Shields, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Also, favorably to the bill—

H. B. 440. To prevent the sale or giving away of spirituous or vinous liquors, or intoxicating bitters, within three miles of Hickory Flat Church, in Madison county.

The bill was read the third time, and passed—yeas 51, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Floyd, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Nettles, Owens, Patton, Pound, Powell, Sanders, Skeggs, Smith, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Mr. Waller voted nay.

Also, favorably to the bill—

H. B. 732. To prevent the sale of liquors in six miles of Bethel Church, Lawrence county.

The title was amended, and the bill was read the third time and passed—yeas 53, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bradford, Brass-

field, Brooks of Covington, Bruce, Caffee, Calhoun, Camp, Cowart, Dement, Foster, Floyd, Grayson, Hammond, Harris, Johnson of Autauga, Kirkland, Lary, Long, Maddox, Martin, Mason, McCullough, Newman, Nettles, Owens, Patton, Pound, Powell, Price, Sanders, Sheldon, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Waller voted nay.

Also, favorably to the bill—

H. B. 757. To prohibit the sale of liquors within a radius of three miles of Landerville, Alabama.

The title was amended, and the bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Bruce, Caffee, Calhoun, Camp, Cowart, Donoho, Foster, Floyd, Glover, Hammond, Harris, Kirkland, Lary, Long, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Owens, Patton, Pound, Powell, Sanders, Skeggs, Slaughter, Smith, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Waller voted nay.

Also, favorably, with amendment, to the bill—

H. B. 817. To prohibit the sale or giving away of intoxicating liquors within five miles of Coaling Station, on the Alabama Great Southern Railroad, in Tuscaloosa county.

The amendment was adopted, and the bill was read the third time and passed—yeas 51, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Camp, Cowart, Davidson, Donoho, Foster, Floyd, Grayson, Harris, Heacock, Kirkland, Long, Maddox, Martin, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pound, Powell, Sanders, Slaughter, Smith, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

H. B. 720. To prohibit the sale, giving away, or otherwise

disposing of alcoholic liquors in beat seven, in the county of Pickens.

The bill was read the third time, and the yeas and nays having been taken upon the passage of the bill, showed no quorum voting, and on motion of Mr. Watts, the House adjourned until to-morrow morning, 9½ o'clock.

HOUSE OF REPRESENTATIVES,

FRIDAY, February 11, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Harris of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell—92.

Leave of absence was granted Mr. Wimberly for two days, and to Mr. Tyson for to-day, and to Mr. Cooley for to-day, on account of sickness.

The Journal of yesterday was read and approved.

Messrs. Collier and Brewer asked and obtained leave to have their votes recorded in favor of the passage of the bill—

H. B. 654. To fix rate of taxation.

Mr. Wilson of Shelby gave notice of a motion to reconsider the vote by which—

H. B. 654. To fix rate of taxation;

Passed, on yesterday; and,

On motion of Mr. Betts, its consideration was made the special order for Tuesday next, 15th inst., at 12 M.

SIGNING OF BILLS.

SENATE CHAMBER, Feb. 11, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, which originated in the Senate, and your signature to the same is requested :

s. 172. To amend section 1768 (1488) of the Code ;

s. 32. To amend an act to amend section 1817 of the Code ;

s. 166. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or any intoxicating beverage, within three miles of the Pratt Mines school house, in Jefferson county ;

s. 154. To amend section 1763 of the Code of Alabama ;

s. 83. To regulate the practice of dentistry in the State of Alabama.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bill—

H. B. 864. To authorize the municipal authorities of the city of Tusculumbia to require license of certain occupations ;

Was read the second time, and referred to the committee on local legislation.

The bill—

H. B. 856. To change the boundary line between the counties of Clay and Cleburne ;

Was read the second time, and referred to the committee on county and county boundaries.

The bills—

H. B. 852. To regulate the trials of persons charged with violations of section 1458 of the Code of Alabama ;

H. B. 853. To amend section 1 of an act to authorize fire and marine insurance companies, of this State, to reduce their capital stock, approved Jan. 29, 1879 ;

H. B. 854. To amend section 4445 of the Code of Alabama ;

H. B. 859. To amend section 4721 of the Code of Alabama ;

s. B. 20. To more effectually secure competent and well qualified jurors in the several counties of this State ;

S. B. 196. In relation to the disposition in equity cases;

S. B. 224. To declare and fix the limitation of suits against the heirs or devisees of decedents;

S. B. 142. To allow defendants in criminal cases to make statements to the court or jury trying the same;

Were severally read the second time, and referred to the committee on judiciary.

The bill—

H. B. 855. To establish a separate school district in the county of Marion;

Was read the second time, and referred to the committee on education.

The bill—

H. B. 866. To amend the first section of an act entitled An act to establish the canebrake agricultural district, to provide for the securing the same, and the management of its affairs, approved Feb. 20, 1866;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 851. To establish a public steam ferry across the Alabama river, near the city of Montgomery;

Was referred to a special committee composed of the delegation from Montgomery and Elmore.

The bill—

H. B. 860. To allow sheriffs of the State compensation for necessary fuel to heat jails;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 858. To repeal an act to amend section 5030 of the Code of Alabama, approved Feb. 13, 1879;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 850. To appropriate \$20.40 for the relief of R. E. Jones, clerk of the circuit court of Mobile;

Was read the second time, and referred to the committee on appropriations.

The bill—

S. 85. To incorporate the Gulf City Coal Company;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 863. To authorize the commissioners court of Tallapoosa county to compromise the bonded indebtedness of said county, and to raise money to pay the amount of such compromise;

Was read the second time, and referred to the committee on appropriations.

The bills—

H. B. 862. To prohibit the sale or otherwise disposing of spirituous, intoxicating or malt liquors within four miles of Walnut Hill Academy, in Walnut Hill, Tallapoosa county, Alabama;

H. B. 865. To amend section 1544 of the Code, so far as the same relates to Pike, Butler, and Coffee counties;

H. B. 861. To prohibit the sale or otherwise disposing of vinous, or spirituous liquors in beat No. 9, in Hale county, Alabama, and within five miles of the Presbyterian church at Carthage, in Hale county, Alabama;

H. B. 857. To prevent the sale, giving away, or otherwise disposing of any vinous, spirituous, or malt liquors in Fox's Mill beat, precinct No. 14, Wilcox county;

S. 254. To prohibit the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Monroe and Escambia, on and after January 1st, 1882;

Were severally read the second time, and referred to the committee on temperance.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced

By Mr. Glover—

H. B. 869. To amend section 429 of the Code;

Also, (by request)—

H. B. 868. To require persons engaged in the business of trading on the rivers of this State, on steamboats, to take out a license;

Also,

H. B. 869. To amend section 429 of the Code of 1876;

Also,

H. B. 867. To amend subdivisions 2 and 3 of section 494 of the Code of 1876;

By Mr. Lary—

H. B. 870. To authorize the issuance of a certificate confirming the titles to certain lands in Elmore county to H. M. Holly, upon satisfactory proof of the payment of the purchase money;

By Mr. Beck—

H. B. 871. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors in Boiling Springs beat, Wilcox county, Alabama;

Also,

H. B. 872. To prevent the sale, giving away, or otherwise disposing of spirituous liquors within six miles of Pine Hill Methodist church, in Wilcox county, Alabama;

By Mr. Floyd—

H. B. 873. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, intoxicating bitters, or other intoxicating beverages, within three miles of Oak Level Academy, in Cleburne county;

By Mr. Owens (by request) —

H. B. 874. To allow the Supreme Court judges to appoint an assistant reporter in certain cases;

By Mr. Calhoun—

H. B. 875. To amend section 15 of an act entitled "an act relating to lands sold for the payment of taxes," and approved February 13, 1879;

Also (by request)—

H. B. 876. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or other intoxicating bitters or drinks within six miles of the Methodist church in the town of Richmond, Dallas county, Alabama;

By Mr. Maddox (by request)—

H. B. 877. To regulate the sale of intoxicating bitters in this State;

By Mr. Johnson of Autauga—

H. B. 878. To amend an act to regulate the time of holding the circuit courts of the 5th judicial circuit of Alabama, approved February 12, 1879;

By Mr. Anstill—

H. B. 879. To amend section 2 of an act to incorporate the Mobile and Spring Hill Railroad company, approved February 23, 1860;

By Mr. Sheldon—

H. B. 880. To regulate the fees of justices of the peace, and the fees of constables in this State;

By Mr. Davidson—

H. B. 881. To protect persons who cannot write their names, in the execution of any instruments waiving exemptions;

Which bills were severally read once, and ordered to a second reading to-morrow.

Mr. Vaught offered the following resolution, which was lost:

Resolved, That the committee on education be instructed to investigate the propriety of abolishing the office of county superintendent of education, and placing that business in the hands of the county treasurer.

Mr. Sowell presented petition of the colored citizens of Escambia county, asking for the passage of a bill to prohibit the sale of liquors in said county; which was referred to the committee on temperance.

Mr. Glover presented petition of the citizens of Choctaw county, praying for the passage of a law prohibiting the sale of liquor in Choctaw county;

Which was referred to the committee on temperance.

Mr. Johnson of Blount presented petition of the citizens of Cullman county, asking not to be cut off to Winston county;

Which was referred to the committee on counties and county boundaries.

By leave, bills were introduced—

By Mr. White—

H. B. 882. To reimburse the Young Men's Christian Association for coal and gas used by the committee of the General Assembly;

By Mr. Grayson—

H. B. 883. To provide for compensation of overseers of public roads;

By Mr. Lary—

H. B. 844. To authorize the Governor to examine and liquidate the claims of James R. Powell, Urban L. Jones, S. S. Houston and Daniel P. Forney, commissioners appointed by his excellency, Andrew B. Moore, late governor of this State, to select and locate the swamp and overflowed lands;

By Mr. Robinson of Conecuh (with petition)—

H. B. 885. To authorize the township superintendent of township 4 of range 13, Conecuh county, to sell for cash the 16th section lands of said township;

By Mr. Walker of Montgomery—

H. B. 886. To amend sections 15 and 16 of an act entitled "an act to amend the charter of the city of Montgomery, and the various laws heretofore passed amending said charter," approved March 3, 1870;

Also,

H. B. 887. To amend section 2 of an act entitled "an act to regulate the election of municipal officers in the city of Montgomery," approved March 1, 1875;

By Mr. Anstall—

H. B. 888. Authorizing and requiring the commissioners of the late city of Mobile to turn over certain public property to the proper authorities of the port of Mobile;

By Mr. Johnson of Autauga—

H. B. 889. To amend an act to increase the criminal jurisdiction of justices of the peace in the counties of Limestone, Marion, Greene and Marshall, approved February 12, 1879, and to include the county of Autauga.

By Mr. Betts—

H. B. 890. To amend section 494 of the Code;

By Mr. Mason—

H. B. 891. To amend section 443 of the Code;

Which bills were severally read once, and ordered to a second reading on to-morrow.

By leave—

Mr. Powell offered the following resolution, which was adopted:

Resolved, That the standing committee on temperance of this House be, and they are, hereby instructed, hereafter to incorporate in the same bill, as far as may be practicable, prohibitory liquor laws of similar provisions and requirements, and thus provide against the necessity of the General Assembly acting separately upon bills of similar character.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 11, 1881.

Mr. Speaker:

The Senate has amended, as therein shown, and passed—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

W. L. CLAY, Secretary.

UNFINISHED BUSINESS.

The House next proceeded to consider the unfinished business of yesterday, being the bill—

H. B. 560. To amend section 1544 of the Code.

The question pending being the substitute of Mr. Brown of Russell,

On motion of Mr. Johnson of Blount, the substitute was laid on the table.

Mr. Watts moved to amend, by way of a substitute.

On motion of Mr. Waller, the vote by which Mr. Nelson's amendment was adopted, was re-considered.

Pending the consideration of the bill, the hour of 10:30 arrived, and the House proceeded to consider the bill—

H. B. 246. In regard to collection of vital statistics, &c.

Pending its consideration the hour of 11 A. M. arrived, the time set for the consideration of the reports of the committee on corporations to the bills, H. B. 66, 68 and 69.

Mr. Price moved that the special order be suspended for the purpose of bringing the House at once to a vote on the bill under consideration, and moved the previous question; and the motion was carried.

Mr. Collier rose to offer an amendment.

The Speaker (Mr. Bankhead in the chair) decided that the operation of Mr. Price's motion, which had been sustained by the House, had the effect of cutting off all amendments, and ordering the bill to a third reading forthwith.

Mr. Hogue moved to re-consider the vote by which the House ordered the previous question.

The Speaker decided the motion out of order.

Mr. Collier appealed from the decision of the chair.

The chair was sustained.

The Speaker ordered the bill to be read.

The bill was read the third time and passed—yeas 40, nays 34.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Bradford, Brassfield, Brown of Tuscaloosa, Brown of Russell, Bruce, Cowart, Cunningham, Clark, Davidson, Gilmore, Hammond, Hogue, Kent, Lanier, Lary, Milner, Morrisette, Nelson, Owens, Patton, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sharit, Taylor, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Shelby, Wright of Butler, Wright of Russell.

Nays—Messrs. Beard, Bowdon, Bulger, Brewer, Brooks of Macon, Caffee, Camp, Collier, Dement, Foster, Floyd, Glover, Harris, Johnson of Antauga, Johnson of Blount, Kirkland, Lanier, Langdon, Long, Maddox, Martin, Newman, Newsom, Nettles, Nolen, Pound, Shields, Skeggs, Thomas, Underwood, Walker of Marengo, Wilson of Chambers, Wright of Lee.

Mr. Price moved to re-consider the vote just taken, and to lay that motion on the table.

The latter motion was carried.

The House next proceeded to consider the special order

for 11 o'clock, being the reports of the committee on corporations to the bills—

H. B. 66. To extend the charter of the Alabama Coal and Slackwater Company;

H. B. 68. To amend the charter of the Alabama Coal and Slackwater Company;

H. B. 69. To amend an act supplemental to an act to amend the corporation laws of Alabama, approved 12th August, 1868.

The House proceeded to consider the bill—

H. B. 66. To extend the charter of the Alabama Coal and Slackwater Company.

Mr. Brown of Tuscaloosa moved to amend, by way of a substitute.

Pending the consideration of the amendment, the hour of 12 M. arrived, when the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same;

Was read the third time.

Pending its consideration—

By leave, Mr. Watts submitted the following:

Report of the judiciary committee on the resolution of Mr. Brooks of Macon.

The committee on the judiciary, to which was referred the resolution introduced by the Hon. Mr. Brooks of Macon, and adopted by this House, requiring this committee "to investigate the case of Clark & Murrell vs. the Port of Mobile, rendered by the Supreme court on 9th inst., and to report whether or not said decision militates against, or is in conflict with, the bill to establish a railroad commission for this State," have had the same under consideration, and have instructed me to report:

That the decision involves the constitutionality of section 1440 of the Code of 1876. It requires, in substance, that all insurance companies of other States shall pay into the treasury of this State, for the privilege of doing business here, whatever sum is required by the laws of the particular State chartering such companies, of Alabama insurance companies to do business in such State, under any law then in existence, or which might in the future be passed by such State. Our Supreme Court holds this section of the Code to be violative of our constitution. Two reasons are assigned

for this conclusion; only one of which has any application to the railroad commission bill now before this House, and that reason is that said section of the Code, in effect, is delegative of the legislative power of this State, *pro hac vice*, to the legislatures of other States.

The well settled principle is announced that "the power conferred upon the legislature to make laws cannot be delegated to any other body." The section of the Code (1440) is construed to mean, that the legislature of Alabama adopted, without setting them out, the laws of Mississippi (or other States), in existence at the time of its passage, but all other laws on the same subject, in the future, passed by it or other States. It is obvious, if such be the construction of the section of the Code, the opinion is certainly correct. But the principles settled by it do not affect any provision of the bill now before this House for the establishment of a board of railroad commissioners.

There is no provision of this bill which discriminates, either in favor of or against the railroads in the imposition of taxes; nor is there any delegation of the legislative powers, properly understood, to the commission board. Every power given to this board can be vindicated upon the plainest principles of constitutional law, and by the practice of Alabama from her earliest history to the present time. The decision of *Clark & Murrell vs. the Port of Mobile* does not, in the opinion of this committee, "militate against, or conflict with," the bill to establish a railroad commission for this State."

All of which is respectfully submitted.

THOS. H. WATTS, SR.,
Chairman.

Pending the consideration of the bill, H. B. 171, the following message was received:

SENATE CHAMBER, Feb. 11, 1881.

Mr. Speaker:

The Senate has concurred in the House joint resolution, allowing Hugh M. King to examine certain records at the Capitol.

The Senate requests the House to return—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

WM. L. CLAY, Secretary.

The clerk was instructed to return said bill, (H. B. 113.)

Pending the consideration of the railroad commission bill, H. B. 171, the hour 2 P. M. arrived, when the House took a recess until 3½ P. M., Mr. Watts entitled to the floor.

EVENING SESSION.

FEBRUARY 11, 1881.

The House met pursuant to adjournment.

REPORTS FROM COMMITTEES.

Mr. Davidson, from the committee on agriculture, reported favorably to the Senate bill—

s. 106. To amend section 4325 (3691) of the Code.

The bill was read the third time and passed—yeas 50, nays 9.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calhoun, Camp, Davidson, Dement, Floyd, Gilmore, Glover, Hammond, Harris, Johnson of Autauga, Kirkland, Lane, Lary, Martin, Mason, Milner, Morrisette, Newsom, Nettles, Nolen, Patton, POUND, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Skeggs, Slaughter, Thomas, Vanght, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee—50.

Nays—Messrs. Betts, Lanier, Long, Maddox, Newman, Sharit, Shields, Underwood—9.

Also, from same committee, reported a substitute for the bill—

H. B. 164. To extend the stock law in certain portions of Lowndes county;

Entitled an act to amend an act for the protection of plantations, and against the depredations of stock in Lowndes county, Alabama, approved December 31, 1868;

The substitute was adopted; the bill read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newman, Newsom, Nolen, Owens, Patton, Pickens, POUND, Ramsay,

Renfro, Robinson of Conecuh, Sowell, Sharit, Shields, Slaughter, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler—62.

By leave, Mr. Walker of Montgomery, from special committee, reported a substitute for the bill—

H. B. 697½. To amend section 9 of an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing such animal to go at large off the premises of such owner, in Montgomery county, except in certain portions enumerated and defined therein, and prescribes a rule of damages, and rules of practice, in trials of cases arising under this act.

The substitute was adopted.

The bill was read the third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newman, Newsom, Nettles, Nolen, Patton, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee.

The hour of 4 o'clock having arrived;

On motion of Mr. White, the special order, namely, H. B. 250, was postponed until to-morrow morning 11 o'clock.

Mr. Davidson, from committee on agriculture, reported a substitute for the bill—

H. B. 474. To prevent the owners of certain live stock from allowing such stock to run at large in certain portions of Barbour county.

The substitute was adopted, and the bill read the third time and passed—yeas 70, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cooley, Cunningham, Clark,

Davidson, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Johnson of Autanga, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Martin, Mason, Milner, Nelson, Newsom, Nolen, Owens, Patton, Pound, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Taylor, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee.

Also, reported a substitute for the bill—

H. B. 147. To prevent cruelty to animals.

The substitute was adopted, and the bill read the third time and passed—yeas 56, nays 5.

Yeas—Messrs. Anstill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Bruce, Caffee, Cowart, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autanga, Lane, Lary, Long, Mason, McCullough, Nolen, Owens, Pound, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee—56.

Nays—Messrs. Speaker, Betts, Cunningham, Lanier, Maddox—5.

Also, reported favorably, with amendment, to the bill—

H. B. 455. To protect crops against vicious cattle.

Amend, by striking out the second section.

The amendment was adopted, and the bill read the third time and passed—yeas 46, nays 12.

Yeas—Messrs. Armstrong, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brooks of Covington, Brown of Tuskalooza, Brown of Russell, Bruce, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Blount, Lary, Mason, Morrisette, McCullough, Nettles, Owens, Pickens, Pound, Price, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler—46.

Nays—Messrs. Speaker, Bankhead, Brooks of Macon, Camp, Collier, Donoho, Johnson of Autanga, Lane, Long, Maddox, Milner, Wright of Lee—12.

Also, favorably, with amendment, to the bill—

H. B. 467. To amend sections 3529 and 3532 of the Code.

On motion of Mr. Price, the bill was re-committed to judiciary committee.

Also, favorably, with amendment, to the bill—

H. B. 600. To prevent stock from running at large, in certain portions of Perry county.

The amendment was adopted, and the bill read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Beck, Betts, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Mason, McCullough, Pound, Price, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Smith, Taylor, Thomas, Walker of Marengo, Walker of Montgomery, White, Wilson of Chambers, Wright of Butler, Wright of Lee—57.

Also, favorably, with amendments, to the bill—

H. B. 680. To prevent, in certain cases, the sale or exchange of cotton in certain counties.

The amendments were adopted, and the bill read the third time and passed—yeas 47, nays 5.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Calhoun, Calloway, Camp, Cowart, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Lane, Lary, Mason, Morrisette, Owens, Pound, Price, Ramsay, Renfro, Sanders, Skeggs, Slaughter, Taylor, Thomas, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wright, of Butler, Wright of Lee—47.

Nays—Messrs. Johnson of Blount, Long, Patton, Shields, Underwood—5.

Also, favorably, with amendment, to the bill—

H. B. 538. To require vendors of fruit trees to pay a license tax, &c.

Mr. Patton moved to amend the amendment, by striking out \$10. and inserting \$5. Lost.

Mr. Bradford moved to amend the amendment by striking out \$10, and inserting \$20. Adopted.

The amendment, as amended, was adopted.

Mr. Wilson of Shelby moved to amend, by providing a penalty. Adopted.

Bill read the third time and passed, and ordered to the Senate without engrossment—yeas 51, nays 12.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Bowdon, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Camp, Cowart, Davidson, Donoho, Gilmore, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Maddox, Martin, Mason, Milner, Morrisette, Newsom, Owens, Pound, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Slaughter, Smith, Taylor, Thomas, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee—51.

Nays—Messrs. Bulger, Brassfield, Caffee, Cunningham, Dement, Floyd, Harris, Newman, Sharit, Underwood, Vaught—12.

Also, favorably to the bill—

H. B. 683. To prevent the running at large of cattle in certain portions of Greene county.

The bill was read the third time and passed, and ordered to be sent to the Senate without engrossment—yeas 53, nays 3.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Cowart, Cunningham, Clark, Davidson, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Johnson of Blount, Lane, Lary, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nettles, Owens, Patton, Pound, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Shelby, Wright of Butler, Wright of Lee.

Nays—Messrs. Bulger, Long, Underwood.

Also, favorably to the bill—

H. B. 775. To amend section 1598 of the Code.

The bill was read the third time and lost—yeas 22, nays 37.

Yeas—Messrs. Speaker, Bankhead, Bradford, Brassfield, Brewer, Bruce, Camp, Clark, Davidson, Lane, Long, Morrisette, McCullough, Patton, Pickens, Ramsay, Renfro, Taylor, Vaught, Waller, Walker of Marengo, Wright of Butler.

Nays—Messrs. Agnew, Avery, Bowdon, Bulger, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Collier, Cun-

ningham, Dement, Donoho, Gilmore, Grayson, Harris, Heacock, Johnson of Blount, Lary, Maddox, Martin, Mason, Milner, Newman, Newsom, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee.

Mr. Johnson of Blount moved to reconsider the vote by which the bill was lost. Carried.

Also, the vote ordering it to a third reading.

The bill was amended, making it apply only to the counties of Perry, Greene, Wilcox, Jackson, Sumter, Hale, Pickens and Montgomery;

And read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Beck, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Camp, Cunningham, Clark, Davidson, Dement, Donoho, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Patton, Pound, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell—52.

Mr. Bankhead from the committee on local legislation, reported favorably to the bill—

H. B. 847. To regulate the employment of convict labor in Madison county.

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Camp, Cunningham, Clark, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Patton, Pound, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler—66.

Also, favorably to the bill—

H. B. 470. To better provide for the examination, and

report thereof, of county offices in the counties of Barbour and Coffee.

Bill read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cunningham, Clark, Davidson, Dement, Floyd, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Lane, Lary, Long, Martin, Mason, Milner, McCullough, Newman, Newsom, Nettles, Pound, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Taylor, Underwood, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby—55.

On motion of Mr. Betts, the motion to re-consider vote passing house bill 654 was made the special order for 12 M. Tuesday, 15th inst.

Mr. Bankhead, from the committee on local legislation, reported favorably to the bill—

H. B. 763. To confer additional jurisdiction upon the county court of Wilcox, and to regulate the proceedings therein.

Bill read third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Lane, Lary, Long, Mason, Milner, McCullough, Newsom, Nettles, Patton, Pound, Price, Sanders, Sharit, Slaughter, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Welborn, White, Wright of Butler, Wright of Lee—53.

And ordered forthwith to Senate, without engrossment.

Also, favorably, with amendment, to the bill—

H. B. 589. To repeal that part of section 499 of the Code of Alabama, which limits the power of cities and towns to enforce license taxes, so far as the same relates to the town of Tuskegee.

Amend, by including the city of Huntsville. Amendment was adopted.

Bill read third time and passed—yeas 52, nays 1.

Yeas—Messrs. Agnew, Avery, Bankhead, Beck, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown

of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cleveland, Davidson, Dement, Donoho, Gilmore, Glover, Hammond, Heacock, Johnson of Autauga, Kirkland, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Newsom, Owens, Patton, Pound, Ramsay, Sanders, Shields, Slaughter, Smith, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler—52.

Mr. Grayson voted nay.

Also, favorably to the bill—

H. B. 435. To prevent the sale, exchange and transportation of cotton in the seed, in less quantities than 500 pounds in certain portions of Greene county.

Bill read third time and passed—yeas 52, nays 3.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Beck, Betts, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calhoun, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lary, Martin, Mason, Morrisette, McCullough, Newsom, Nettles, Patton, Pound, Ramsay, Renfro, Sanders, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wright of Butler, Wright of Lee—52.

Nays—Messrs. Long, Sharit, Underwood—3.

Also, adversely to the bill—

H. B. 450. To repeal an act to establish the city court of Selma.

The report was concurred in.

Also, favorably to the bill—

H. B. 795. To authorize the people of Marion county to vote on the question of locating the county seat of Marion county.

Bill read third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Beck, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cooley, Cowart, Cunningham, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Mason, McCullough, Newman, Newsom, Nettles, Patton, Pound, Price, Ramsay, Renfro, Sanders, Sharit, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught,

Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee—60.

On motion of Mr. Brown of Tuskaloosa, the house bill 66, to extend the charter of the Alabama Slackwater Company, was set as special order for to-morrow, 4 p. m.

Mr. Clark moved to adjourn until to-morrow morning 9½ o'clock.

The Speaker ruled that Mr. Bankhead, the acting chairman of the committee on local legislation, had the floor, and therefore refused to entertain the motion.

Mr. Clark appealed from the decision of the chair.

The decision of the chair was sustained.

Leave of absence was granted to Mr. Waller for Saturday and Monday next.

Mr. Bankhead from committee of local legislation, report favorably to the bill—

H. B. 630. To amend section one of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats numbers one, two, three, four, five, six, seven, eight and nine of Hale, and of cotton produced in said counties.

Bill read third time and passed—yeas 55, nays 4.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cunningham, Davidson, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Maddox, Martin, Mason, Milner, McCullough, Nelson, Nettles, Nolen, Patton, Pound, Price, Renfro, Robinson of Conecuh, Sowell, Slaughter, Smith, Taylor, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—55.

Nays—Messrs. Long, Newman, Sharit, Underwood—4.

On motion of Mr. Taylor, the House adjourned until 9½ to-morrow.

HOUSE OF REPRESENTATIVES,

SATURDAY, February 12, 1881.

House met pursuant to adjournment.

Prayer by Mr. Newman of the House.

On the call of the roll, the following members answered to their names :

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Wellborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Journal of yesterday read and—

Leave of absence was granted to Mr. Phelan, the Clerk of the House, indefinitely, on account of sickness in his family ;

Mr. Wright of Lee, for to-day ;

Mr. Clarke of Greene, for two days ;

Mr. Cooley, indefinitely, on account of sickness.

Mr. Armstrong, for to-day.

Mr. Wright of Russell moved that when this House adjourns at 2 p. m., it does so until 10 o'clock Monday, 14th, inst. Lost.

Leave of absence was also granted Mr. Wilson of Shelby for two days.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bill and joint resolution, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bill and joint resolution :

H. B. 112. To legalize the marriage heretofore solemnized between Alfred McKinnie and Susanna Barnett of Blount county, in this State ;

Joint resolution allowing Hugh M. King to examine certain records at the Capitol.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, Feb. 12, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, which originated in the Senate, and your signature to the same is requested:

s. 165½. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters at, or within five miles of Bethel church, in Bibb county;

s. 262. To regulate the duties and compensation of the board of revenue of Montgomery county;

s. 179. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within five miles of Pleasant Hill church, in Bibb county;

s. 171. To prohibit the sale, giving away or otherwise disposing of spirituous vinous, malt or other intoxicating liquors within three miles of the Academy in Loachopoka, Lee county.

W. L. CLAY, Secretary.

And the Speaker, immediately after their titles had been read, signed the same in the presence of the House.

BILLS ON SECOND READING.

The bills—

H. B. 874. To allow the supreme court judges to appoint an assistant reporter in certain cases;

H. B. 878. To amend an act to regulate the time of holding the circuit courts of the 5th judicial circuit of Alabama, approved February 12th, 1879;

H. B. 880. To regulate the fees of justice of the peace, and the fees of constables in this State;

H. B. 889. To amend an act to increase the criminal jurisdiction of justice of the peace in the counties of Limestone, Marion, Green, and Marshall, approved February 12th, 1879, and to include the county of Autauga;

H. B. 891. To amend section 4443 of the Code;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 879. To amend section 2 of an act to incorporate the Mobile and Spring Hill Railroad Company, approved February 23, 1860;

H. B. 883. To provide for compensation of overseers of public roads;

Were severally read the second time, and referred to the committee on public roads and highways;

The bills—

H. B. 870. To authorize the issuance of a certificate confirming the titles to certain lands in Elmore county, to H. M. Holley upon satisfactory proof of the payment of the purchase money;

H. B. 882. To reimburse the Young Men's Christian Association for coal and gas used by the committees of the General Assembly;

H. B. 884. To authorize the Governor to examine and liquidate the claims of James R. Powell, Urban L. Jones, S. S. Honston and Danl. P. Forney, commissioners appointed by his Excellency Andrew B. Moore, late Governor of this State, to select and locate the overflowed and swamp lands of this State, and upon satisfactory proof of the justice and amount of said claims to pay the same by warrant, out of any funds in the treasury not otherwise appropriated;

Were severally read the second time, and referred to the committee on accounts and claims.

The bill—

H. B. 881. To protect persons who cannot write their names in the execution of any instruments waving exemptions;

Was read the second time, and referred to the committee on agriculture.

The bills—

H. B. 871. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors in Boiling Springs beat, Wilcox county;

H. B. 872. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors within six miles of Pine Hill Methodist church, in Wilcox county;

H. B. 873. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, intoxicating bitters, or other intoxicating beverages, within three miles of Oak Level Academy, in Cleburne county;

H. B. 876. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or other intoxicating bitters or drinks, within six miles of the Methodist church in the town of Richmond, Dallas county, Alabama;

H. B. 877. To be entitled an act to regulate the sale of intoxicating bitters in this State;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 886. To amend sections 15 and 16 of an act entitled an act to amend the charter of the city of Montgomery, and the various laws heretofore passed amending the said charter, approved March 3, 1870;

H. B. 887. To be entitled an act to amend section 2 of an act entitled an act to regulate the election of municipal officers in the city of Montgomery, approved March 1, 1875;

H. B. 888. To be entitled an act authorizing and requiring the commissioners of the late city of Mobile to turn over certain public property to the proper authorities of the port of Mobile;

Were severally read and referred to the committee on corporations.

The bill—

H. B. 885. To authorize the township superintendent of township 4, range 13, in Conecuh county, to sell for cash the sixteenth section lands of said township;

Was read the second time, and referred to the committee on local legislation.

The bills—

H. B. 867. To amend subdivisions 2 and 3 of section 494 of the Code of 1876;

H. B. 868. To require persons engaged in the business of trading on the rivers of this State, on steamboats, to take out a license;

H. B. 869. To amend section 429 of the Code of 1876;

H. B. 875. To amend section 15 of an act relating to lands sold for the payment of taxes, and approved February 13, 1879;

Were severally read the second time, and referred to the committee on ways and means.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 12, 1881.

Mr. Speaker:

The Senate has originated and passed, and ordered forthwith to the House without engrossing:

S. B. 278. To amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28, and 33 of an act to adopt and carry into effect the

plan for the adjustment of the existing indebtedness of the late corporation known as the mayor, aldermen, and common council of the city of Mobile, which is recommended in the report of the commissioners of Mobile, made and laid before the General Assembly of Alabama, on the 26th day of November, 1880, as provided in section 16 of an act of the General Assembly of Alabama, entitled an act to vacate and annul the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation, approved February 11, 1879, approved December 8, 1880;

And has originated and passed the following bills:

s. B. 147. For the relief of John H. Edwards and Martha May of Randolph county;

s. B. 228. To provide a mode of procedure in applications to amend judgments, decrees and orders *nunc pro tunc*;

s. B. 317 To carry into effect the provisions of section 21, article 14, of the Constitution of the State of Alabama.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set forth in the foregoing message, were severally read the first time, and ordered to a second reading on to-morrow.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., Feb. 12, 1881.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House of Representatives:

H. B. 165. To establish a normal school for colored teachers at Tuskegee;

H. B. 112. To legalize the marriage heretofore solemnized between Alfred McKinnie and Susanna Barnett of Blount county in this State;

House joint resolution, allowing Hugh M. King to examine certain records at the capitol.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

UNFINISHED BUSINESS.

The House proceeded to consider the unfinished business of yesterday, being the bill—

H. B. 560. To amend section 1544 of the Code.

The question pending being the adoption of Mr. Watts' substitute,

On motion of Mr. Watts, its further consideration was postponed until Tuesday at 10 o'clock, and at that hour from day to day till disposed of.

CALL OF THE COUNTIES.

Upon the call of counties, the following bills were introduced;

By Mr. Nolen—

H. B. 892. To allow disabled citizens of this State to peddle without a license.

By Mr. Lary—

H. B. 893. To tax Pullman palace car companies in this State;

By Mr. Walker of Marengo—

H. B. 894. To prohibit the use of india rubber or elastic "slings" in the State of Alabama;

By Mr. Donoho—

H. B. 895. To repeal an act to amend the corporation laws of Alabama, approved August 12, 1868, recorded on pages 34, 35, 36, 37, 38 of the published acts for the year 1868;

By Mr. Betts—

H. B. 896. To protect mocking birds;

By Mr. Brown of Russell (with petition)—

H. B. 897. To prohibit the sale or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, or any intoxicating beverages, in Marvyn beat, No. 3, Russell county;

By Mr. Brewer—

H. B. 898. To regulate the manner and declare the effect of the signing of official bonds;

By Mr. Brassfield (with petition)—

H. B. 899. To prevent the sale of liquors within three miles of Sardis church, in Greene county, Alabama;

By Mr. Cleveland—

H. B. 900. To authorize the commissioners court of Clarke county to make a final settlement with Seth J. Parker, late tax collector of said county, and to legalize certain acts of said court;

By Mr. Owens—

H. B. 901. To amend subdivision 17 of section 494 of the Code of Alabama;

By Mr. Bradford—

H. B. 902. To amend section 5038 of the Code of Alabama;

By Mr. White—

H. B. 903. To repeal an act entitled an act to amend subdivisions two, three and four of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved December 8, 1880;

By Mr. Betts—

H. B. 904. To repeal section 499 of the Code;

Also,

H. B. 905. To amend an act, approved February 10th, to incorporate the Northern Bank of Alabama;

By Mr. Brewer—

H. B. 906. To change a requirement in the manner of assessing real estate for taxation;

Also,

H. B. 907. To amend section 429 of the Code of Alabama;

By Mr. Floyd—

H. B. 908. To incorporate the town of Chulafinnee, in the county of Cleburne;

By Mr. Beck (with petition)—

H. B. 909. To prohibit the sale, giving away, or otherwise disposing of intoxicating liquors, or intoxicating bitters, in Camden beat, Wilcox county;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Skeggs presented a petition of certain citizens of Morgan county, praying for a repeal of the present election laws;

Which was referred to the committee on privileges and elections.

Petitions were presented by Messrs. Wright of Butler, Vaught, Grayson and Slaughter, severally, from certain citizens, praying for the passage of a law requiring foreign insurance companies doing business in this State, to deposit with the Auditor;

Which were referred to the judiciary committee.

Petitions were presented by Mr. Wright of Butler of certain citizens of Butler county, praying against the passage of a law requiring foreign insurance companies, doing business in this State, to deposit with the Auditor;

Which were referred to the judiciary committee.

Petitions of numerous citizens of Pike county were pre-

sented by Mr. McCullough, praying against the passage of a liquor prohibitory law in Pike county;

And,

Mr. Cowart presented petitions of numerous citizens of Pike county, praying for the passage of a liquor prohibitory law for Pike county;

Which were severally referred to the committee on temperance.

SENATE BUSINESS.

The House next proceeded to consider the amendment by the Senate to the bill—

H. B. 318. To prohibit the sale of malt, vinous, or spirituous liquors, or other intoxicating drinks, within two miles of the Baptist Missionary church at Sandtuck, in the county of Elmore.

The amendment was concurred in—yeas 59, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Long, Maddox, Mason, McCullough, Newman, Newsom, Nettles, Nolen, Owens, Pound, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Montgomery, Watts, Wright of Butler—59.

Mr. Lary voted nay.

Also, concurred in the amendments of the Senate to the bill—

H. B. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State in the swamp and overflowed lands, and timber thereon.

Yeas 63, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Betts, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cooley, Cowart, Cleveland, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lanier, Lary, Maddox, Martin, Mason, Milner, Morrisette,

McCullough, Nettles, Nolen, Owens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wright of Butler, Wright of Russell—63.

Nays—Messrs. Johnson of Blount, Underwood—2.

REPORTS FROM STANDING COMMITTEES.

Mr. Collier, from committee on local legislation, reported favorably to the bill—

s. 156. To amend an act to more effectually provide for the payment of grand and petit jurors in the county of Washington, approved February 19, 1875;

Which was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kent, Lary, Long, Maddox, Martin, Milner, Morrisette, Nettles, Nolen, Owens, Pound, Powell, Price, Robinson of Conecuh, Sanders, Sowell, Sheldon, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Wilson of Chambers, Wright of Russell.

Also, favorably to the bill—

II. B. 503. To authorize the commissioners court of Madison county to cause the county treasurer to refund certain license fund.

Which bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bradford, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Cuffee, Calloway, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Glover, Hammond, Harris, Johnson of Autauga, Kent, Kirkland, Lanier, Langdon, Long, Maddox, Martin, Morrisette, Newman, Newsom, Pound, Price, Sanders, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell.

Also, favorably to the bill—

H. B. 392. To regulate legal advertising in the county of Clay.

Mr. Johnson of Blount moved to amend, by adding Blount county. Adopted.

Mr. Floyd moved to amend, by adding Cleburne county. Adopted.

The title was amended to correspond;

And the bill was read the third time and passed—yeas 56, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Betts, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Calhoun, Cunningham, Cleveland, Davidson, Donoho, Floyd, Glover, Hammond, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Long, Martin, Mason, Milner, Morrisette, McCullough, Newsom, Nettles, Nolen, Owens, Pickens, Pound, Powell, Ramsay, Renfro, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Watts, Wilson of Chambers, Wright Butler, Wright of Russell—56.

Nays—Messrs. Brewer, Brooks of Macon, Calloway—3.

Also, favorably to the bill—

H. B. 459. To repeal an act requiring the justices of the peace of Geneva and Randolph counties to act as appor-tioners and supervisors of public roads, approved January 10, 1877.

Which bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calhoun, Calloway, Collier, Cowart, Cunningham, Cleveland, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Lanier, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Newman, Nettles, Nolen, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler.—63.

Also, favorably to the bill—

H. B. 573. To regulate the pay of members of the court of county commissioners for Choctaw county.

Which bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Avery, Bankhead, Barnett, Betts, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wright of Butler—61.

Also, favorably to the bill—

H. B. 537. To repeal section 4202 of the Code of 1876, so far as the same relates to Bladen Springs, Choctaw county, and within one mile of Bladen Spring Hotel.

Which bill was read the third time and passed; and on motion of Mr. Glover, it was ordered forthwith to the Senate, without engrossment—yeas 60, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Avery, Barnett, Beard, Bradford, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Cleveland, Davidson, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Pickens, Pound, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Welborn, Wilson of Chambers, Wright of Butler—60.

Also, from same committee, substitute for—

H. B. 227. To repeal an act entitled an act to regulate the pay of grand and petit jurors of Covington county.

The substitute was adopted, and the bill read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Barnett, Beard, Betts, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier,

Cowart, Cunningham, Clark, Davidson, Donoho, Floyd, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, Newman, Newsom, Nettles, Nolen, Owens, Pomm, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler—65.

Also, favorably to the bill—

H. B. 601. For the better protection of planters in certain beats in Sumter county.

Which bill was read the third time and passed—yeas 55, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown Tuskaloosa, Brown of Russell, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Cleveland, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Martin, Mason, Milner, Morrisette, Nettles, Nolen, Patton, Pomm, Price, Ramsay, Renfro, Sheldon, Shields, Slaughter, Smith, Taylor, Thomas, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wright of Butler—55.

Mr. Underwood voted nay.

SPECIAL ORDER.

The hour of 11 o'clock having arrived, the special order for that hour was taken up;

It being the bill—

H. B. 250. To provide for further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same.

The question pending being the adoption of the amendment reported by the committee;

Mr. Price offered an amendment to the amendment reported by the committee.

Pending the consideration of Mr. Price's amendment, the hour of 12 M. arrived;

And the House proceeded to the consideration of the bill—

H. B. 171. To establish a Board of Railroad Commissioners for the State of Alabama, to define the powers and

prescribe the duties of the said board, and to provide for the payment of the expenses of the same.

The question being upon the passage of the bill ;

Mr. Brooks of Macon moved to re-consider the vote by which the bill was ordered to a third reading on yesterday. Carried.

Mr. Brooks of Macon then moved to amend, by striking out the following clause in section 21, viz.:

"And the said commissioners shall have the right to pass free of charge, in the performance of their duties, on all the railroads in this State, and to take with them any person in their official employment ;"

And called the previous question upon the adoption of the amendment.

The call was sustained, and the yeas and nays being called for, the amendment was adopted—yeas 56, nays 17.

Yeas—Messrs. Speaker, Avery, Bankhead, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nolen, Patton, Pickens, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Shields, Smith, Taylor, Tyson, Thomas, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers—56.

Nays—Messrs. Austill, Agnew, Barnett, Beard, Betts, Bradford, Camp, Cleveland, Glover, Langdon, Price, Sheldon, Skeggs, Underwood, Wellborn, Wright of Russell—17.

Mr. Foster then moved that the bill be read a third time, and called for the previous question on said motion ; and the call for the previous question was sustained, and the bill was read the third time and passed—yeas 59, nays 20.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Collier, Cowart, Cunningham, Cleveland, Davidson, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Lane, Langdon, Lary, Maddox, Milner, Morrisette, McCullough, Nelson, Newsom, Nolen, Ponder, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Tyson, Thomas, Walker of Ma-

réngo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Russell—59.

Nays—Messrs. Agnew, Bankhead, Beard, Brewer, Calhoun, Camp, Dement, Floyd, Grayson, Kent, Kirkland, Long, Martin, Newman, Patton, Pickens, Sharit, Shields, Taylor, Underwood—20.

Mr. Brewer, in voting nay, requested that his written explanation for so doing be spread upon the journals;

Which was granted, and is as follows:

The undersigned concurs in an earnest desire to resist all invasions of the interests of the people by corporations of any kind, and stands now, as in the past, in uncompromising hostility to all subsidies of public treasure or domain, to foster railways or other enterprises of private corporations; but he believes that the present bill is a dangerous exercise of sovereign power, over private property, and private rights; that some of its provisions are of doubtful constitutionality, and that the measure, as it stands before the House, is one of very questionable expediency, particularly as it will result in checking the development of railway enterprises in this State; and he therefore votes against the bill, and begs leave to spread this explanation on the journal of the House.

W. BREWER.

Mr. Patton, in voting nay, asked that his written explanation for so doing be spread upon the journal;

Which was granted, and is as follows:

I object to the extent of the authority or powers granted to the commission, and therefore vote "no."

C. H. PATTON.

Mr. Foster of Macon, moved to re-consider the vote by which the bill was passed, and further moved to lay that motion on the table.

The latter motion prevailed.

Mr. Glover announced that Mr. Cleveland had returned to his seat, and as he was detained at home on account of sickness, leave of absence was granted him for the time he has been absent.

On motion, the House adjourned till Monday morning at 9½ o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, February 14, 1881.

House met pursuant to adjournment.

Prayer by Rev. Mr. Calloway of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hencock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—88.

The Journal of yesterday was read.

Mr. Betts moved to correct the Journal, by striking out all that portion after the order was made ordering the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same;

To a third reading.

The Journal was so amended, and, as amended, was approved; and,

On motion of Mr. Watts, all orders were suspended, and the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same;

Was ordered to be read at length the third time forthwith.

The bill was read the third time and passed—yeas 60, nays 22.

Yeas—Messrs. Speaker, Avery, Barnett, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Collier, Cowart, Cunningham, Cleveland, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Langdon, Lary, Maddox, Milner, Morrisette, Nelson, Newsom, Nettles, Nolen, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—60.

Nays—Messrs. Anstall, Agnew, Bankhead, Beard, Betts, Brassfield, Brewer, Calhoun, Camp, Dement, Floyd, Grayson, Kent, Long, Martin, Pickens, Robinson of Jackson, Sharit, Shields, Taylor, Underwood, Vaught—22.

Mr. Nelson stated that on account of sickness, he was absent on Saturday; if he had been present he should have voted in the affirmative on the passage of the bill on Saturday, and desired now to have his vote recorded in the affirmative.

Mr. McNallough stated, on the passage of the bill, that he was paired with Mr. Clark, otherwise he would have voted yea.

Mr. Austill, in voting nay, asked that his reasons, in writing, for so doing should be spread upon the Journal;

Which are as follows:

Being of opinion that the clause in the bill, section 19, providing for the payment of the expenses of the commission, by requiring the railroads to take out license, is obnoxious to section 6, article 11 of the Constitution, and believing that the retention of such clause affects the whole bill, under section 2, article 4 of the Constitution, which says: "Each law shall contain but one subject, which shall be clearly expressed in its title," and having used my best endeavors to have such clause in the bill stricken out, I feel constrained, by my obligation to support the Constitution, to vote "Nay" on the passage of this bill; which I do with much reluctance, as I am in favor of establishing a railroad commission.

II. AUSTILL.

Mr. Collier, in voting yea, asked that his reasons for so doing should be spread on the Journal, as follows:

While I believe that the sections of the bill which provide that the railroads shall pay the expenses of the commission

are unconstitutional, yet believing that it is best, even with these provisions, to have the commission, I vote "I."

WM. A. COLLIER.

Leave of absence was granted to Messrs. Newman, Davidson, Wright of Lee, and Foster for to-day.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 318. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within two miles of the Baptist Missionary church, at Sandtuck, in the county of Elmore;

H. B. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State in the swamp and overflowed lands, and timber thereon.

BILLS ON SECOND READING.

The bills—

H. B. 903 To repeal an act to amend subdivisions 2, 3, and 4 of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved Dec. 8, 1880;

H. B. 902. To amend section 5038 of the Code of Alabama;

H. B. 901. To amend subdivision 17 of section 494 of the Code of Alabama;

H. B. 898. To regulate the manner and declare the effect of the signing of official bonds;

H. B. 894. To prohibit the use of india rubber or elastic "slings" in the State of Alabama;

H. B. 893. To tax Pullman Palace Car Companies in this State;

Were severally read the second time, and referred to the judiciary committee.

The bill—

H. B. 896. To protect mocking birds;

Was read the second time, and referred to the committee on game laws.

The bill—

H. B. 900. To authorize the commissioners court of Clarke

county to make a final settlement with Seth J. Parker, late tax collector of said county, and to legalize certain acts of said court;

Was read the second time, and referred to the committee on local legislation.

The bills—

H. B. 908. To incorporate the town of Chulafume, in the county of Cleburne;

H. B. 905. To amend an act approved February 10, 1852, to incorporate the Northern Bank of Alabama;

H. B. 895. To be entitled an act to repeal an act to amend the corporation laws of Alabama, approved August 12, 1868, recorded on pages 34, 35, 36, 37, 38 of the published Acts for the year 1868;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 899. To prevent sale of liquors within three miles of Sardis, in Greene county, Alabama;

H. B. 897. To prohibit the sale or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, or any intoxicating beverage, in Marvyn beat, No. 3, Russell county;

H. B. 909. To prohibit the sale, giving away, or otherwise disposing of intoxicating liquors, or intoxicating bitters, in Camden beat, Wilcox county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 892. To allow disabled citizens of this State to peddle without a license;

H. B. 907. To amend section 429 of the Code of Alabama;

H. B. 906. To change a requirement in the manner of assessing real estate for taxation;

Which bills were severally read the second time, and referred to the committee on ways and means.

And the Senate bills—

S. 228. To provide a mode of procedure in applications to amend judgments, decrees and orders *nunc pro tunc*;

S. 147. For the relief of John H. Edwards and Martha May of Randolph county;

Were severally read the second time, and referred to the judiciary committee.

And the Senate bill—

s. 317. To carry into effect the provisions of section 21, article 14 of the Constitution of the State of Alabama;

Was read the second time, and referred to committee on public roads and highways.

And the Senate bill—

s. 278. To amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28, and 33 of an act to adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the "mayor, aldermen, and common council of the city of Mobile," which is recommended in the report of the "commissioners of Mobile," made and laid before the General Assembly of Alabama on the 26th day of November, 1880, as provided in section 16 of an act of the General Assembly of Alabama, entitled "an act to vacate and annul the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation," approved February 11, 1879, approved December 8, 1880;

Was read the second time, and referred to a select committee composed of the Mobile delegation.

Mr. Price offered an amendment to the bill, which was referred with the bill.

The bill—

H. B. 904. To amend section 499 of the Code;

Was read the second time.

Mr. Betts offered a substitute for the bill, and on his motion the bill and substitute were referred to a select committee composed of the Madison county delegation.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 14, 1881.

Mr. Speaker:

The Senate has originated, passed, and ordered forthwith to the House, without engrossment:

s. 197. To amend an act for the more efficient organization of the volunteer militia of Alabama;

And has amended, as therein shown, and passed:

H. B. 217. Prohibiting the sale or otherwise disposing of spirituous or intoxicating liquors in Allenton beat, Wilcox county.

WM. L. CLAY, Secretary.

The Senate bill just received, whose title is set forth in

the foregoing message, was read once, and ordered to a second reading on to-morrow.

UNFINISHED BUSINESS.

The House then proceeded to consider the unfinished business of Saturday.

The bill—

H. B. 250. To provide for further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same,

Was taken up,

The question pending being the amendment by Mr. Price. Adopted.

Mr. Collier moved to amend, by requiring the full amount appropriated to be paid over at once. Lost.

Mr. Betts moved to amend, by way of an additional section. Adopted.

The bill was read the third time and passed—yeas 61, nays 6.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bulger, Brooks of Covington, Brown of Russell, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Long, Martin, Mason, Morrisette, McCullough, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sheldon, Sharit, Shields, Slaughter, Taylor, Tyson, Thomas, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Cleveland, Heacock, Maddox, Newsom, Nettles, Walker of Marengo—6.

Mr. Brooks of Macon, by leave, offered the following resolution:

Resolved, (the Senate concurring), That a committee of five be appointed, two on the part of the Senate and three by the House, to investigate when this General Assembly will stand adjourned by constitutional limitation, and whether or not it will be possible to complete the business before that time.

The Speaker announced as the committee under the resolution, Messrs. Brooks, Watts and Betts.

On motion of Mr. Nelson, the consideration of the House

bills, numbers 66, 68, 69, was made the special order for Wednesday next at 12 M.

The House next proceeded to consider the bill—

s. 51. To amend section 4109 of the Code, and to provide for its enforcement.

The question pending being the amendment of Mr. Betts, offered on December 6, 1880,

The amendment was lost.

Mr. Camp offered the following amendment :

Provided, That the provisions of this act shall not apply to any sheriff, deputy sheriff, constable, or other officer legally authorized to execute any writ or other process issued by any of the courts of this State while in the discharge of such duties.

Which, on motion of Mr. Thomas, was laid upon the table.

Mr. Johnson of Blount moved to re-consider the vote by which Mr. Betts' amendment was lost.

The House refused to re-consider.

Mr. Skeggs offered the following amendment : Insert, after the word "dollars," the following :

"One half of such fine to go to the informer, the other to the county in which the offense is committed. Lost.

Mr. Owens moved to amend, by inserting, after the word "migration," the words "or justification." Adopted.

Mr. Sheldon moved to lay the bill and amendment on the table. Lost.

Mr. Hogue moved to strike out "fifty," and insert "fifteen."

Mr. Hogue's amendment was lost.

Mr. Johnson of Blount moved to amend, by striking out \$50, and inserting not more than \$500, at the discretion of the jury trying the same. Lost.

The bill was the read a third time and passed— yeas 44, nays 32.

Yeas—Messrs. Austill, Armstrong, Bankhead, Barnett, Bowdon, Brassfield, Brooks of Covington, Brooks of Macon, Brnee, Calloway, Cowart, Cunningham, Cleveland, Dement, Donoho, Floyd, Gilmore, Hammond, Harris, Johnson of Autauga, Kirkland, Lanier, Langdon, Lary, Martin, Mason, Milner, McCullough, Nettles, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Slaughter, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Speaker, Agnew, Avery, Beard, Beck, Betts, Brewer, Brown of Russell, Caffee, Camp, Collier, Glover, Hogue, Johnson of Blount, Lary, Long, Maddox, Morrisette, Nelson, Newsom, Nolen, Owens, Patton, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Tyson, Vaught, Welborn, Wilson of Shelby.—32.

Mr. Cunningham moved to re-consider the vote by which the bill passed, and to lay that motion on the table.

The motion was lost.

By leave, Mr. Bankhead offered the following joint resolution, which was adopted.

WHEREAS, there is some doubt as to the title of the State to some of the real estate appertaining to the penitentiary property being clear and good at law :

Resolved, the Senate concurring, That the Hon. Attorney General of the State be, and is, hereby requested to investigate the titles to said property, and to report as soon as practicable to the Governor of the State, whether in his opinion said titles are good and sufficient at law; and if not, what action is necessary to be taken by the State to make its title good.

The Governor is requested to report to this General Assembly if he is advised in time the conclusions and suggestions, if any, which the Attorney General may make. If he is not advised in time, to report to the next assembly.

SENATE BUSINESS.

Mr. Johnson of Blount, asked that the House take up the bill—

H. B. 196. To authorize the probate judge of Etowah county, to order an election in certain cases to determine whether spirituous, vinous, or malt liquors shall be sold, given away, or otherwise disposed of in said county, or any beat therein, and consider the amendments of the Senate. Agreed to.

Mr. Bulger moved to postpone the further consideration of the bill untill Saturday next, 11 o'clock A. M.

The motion prevailed.

CALL OF THE COUNTIES.

Upon the call of counties, bills were introduced as follows :
By Mr. Brooks of Macon—

H. B. 910. To provide for the appointment of two inspectors for penitentiary convicts, to define their duties and fix their compensation ;

By Mr. Pickens—

H. B. 911. To amend an act to incorporate the town of Courtland, Lawrence county, Alabama;

By Mr. Wimberly—

H. B. 912. To authorize S. B. Stevens to peddle without license in Butler county, Alabama;

By Mr. Morrisette—

H. B. 913. To punish drunkenness in Lower Peach Tree Beat, Precinct No. 7, Wilcox county, Alabama;

By Mr. Beard—

H. B. 914. To prevent the sale, giving away or otherwise disposing of alcoholic, vinous, or malt liquors, within four miles of Sardis church, Reform Beat, Pickens county;

H. B. 915. To amend 4450 of the Code of 1876;

By Mr. Donoho—

H. B. 916. For the protection of persons who gin cotton for toll;

By Mr. Lanier—

H. B. 917. To repeal section 779 of the Code of Alabama;

By Mr. Johnson of Blount—

H. B. 918. To provide for the adoption of a law by the several courts of county commissioners, or boards of revenue of this State, for the protection of growing crops against the depredations of stock therein named;

By Mr. Hammond—

H. B. 919. To prohibit the sale, or giving away, of spirituous, vinous, alcoholic or malt liquors, or intoxicating bitters, within one and one-half miles of Weaver's Station, beat No. 3, Calhoun county, Alabama;

By Mr. Collier—

H. B. 920. To amend section 4554 of the Code of Alabama;

Also,

H. B. 921. To amend section 4533 of the Code of Alabama;

By Mr. Sharit—

H. B. 922. To protect miners, or other persons, working in or about coal mines in Alabama;

By Mr. Vaught—

H. B. 923. To provide for the disposal of funds arising from license issued to sell liquors in this State;

By Mr. Caffee—

H. B. 924. To incorporate the Bibb Iron Works Company of the county of Bibb;

By Mr. Brooks of Macon—

n. b. 925. To amend section 4450 of the Code of Alabama;

By Mr. Kirkland—

n. b. 926. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors within four miles of Philadelphia Baptist church, in Fayette county;

By Mr. Skeggs—

n. b. 927. For the relief of A. B. Erwin, a citizen of Morgan county;

By Mr. Floyd—

n. b. 928. To repeal an act to add a portion of the county of Cleburne to the county of Talladega, approved February 14, 1867;

By Mr. Maddox—

n. b. 929. To incorporate the Springville Presbytery, of the Cumberland Presbyterian church;

By Mr. Price—

n. b. 930. To amend subdivision 6, of section 362 of the Code of Alabama;

Also,

n. b. 931. To amend section 496 of the Code of Alabama;

Also,

n. b. 932. To incorporate the Fowl River Navigation Company;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Pickens presented petition of medical society of Lawrence county, in regard to the passage of a law regulating practice of medicine, &c.;

Which was referred to the select committee on that subject.

Mr. Bowdon (by request)—

Presented petition of certain citizens of Henry county, praying for the passage of a law requiring foreign insurance companies, doing business in this State, to deposit with the Auditor;

Which was referred to the judiciary committee.

Mr. Robinson of Conecuh (by request)—

Presented petition of certain citizens of Conecuh county, praying against the passage of a law requiring foreign insurance companies, doing business in this State, to deposit with the Auditor;

Which was referred to the judiciary committee.

REPORTS FROM STANDING COMMITTEES.

Mr. Bankhead, from committee on local legislation, reported favorably to the bill—

n. n. 634. To authorize the commissioners court of Lauderdale county to issue bonds to construct bridges in said county, and to pay and extend the debt said county created prior to 1875;

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Dement, Donoho, Floyd, Gilmore, Hammond, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Long, Mason, McCullough, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, White, Wimberly, Wright of Butler, Wright of Russell.

By leave, Mr. Grayson offered the following resolution:

Resolved, That in order to facilitate the dispatch of business accumulating near the end of the session, it shall be in order at all times to receive Senate messages, except when a vote is being taken;

Which, under the Rules, goes over until to-morrow.

The hour of 2 p. m. having arrived, the House took a recess until 3½ p. m.

EVENING SESSION.

HOUSE OF REPRESENTATIVES.

FEBRUARY 14, 1881.

The House met pursuant to adjournment.

Mr. Brooks of Macon offered the following resolution, and asked that it be laid over till to-morrow 11 a. m.:

Resolved, That no bills shall be introduced into this House after the 21st inst.

Mr. Bankhead, from the committee on local legislation, reported favorably, with amendment, to the bill—

n. n. 526. To provide for the registration of witness certificates against the fine and forfeiture fund of Marion county.

The amendment reported by the committee was adopted,

and the bill read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Avery, Bankhead, Beard, Beck, Betts, Bowdon, Bulger, Brooks of Macon, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Cleveland, Dement, Floyd, Gilmore, Glover, Harris, Kent, Kirkland, Langdon, Lary, Long, Martin, Morrisette, McCullough, Nelson, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Shelby—54.

Also, from same committee, favorably to the bill—

H. B. 864. To authorize the municipal authorities of the city of Tusculumbia to require license of certain occupations.

The bill was read the third time and passed—yeas 54, nays 3.

Yeas—Messrs. Speaker, Anstill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brooks of Macon, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Cleveland, Dement, Floyd, Gilmore, Glover, Grayson, Harris, Hogue, Kent, Langdon, Lary, McCullough, Nolen, Owens, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Shelby, Winberly, Wright of Butler—54.

Nays—Messrs. Hammond, Johnson of Blount, Shields—3.

Also, from same committee, reported favorably to the bill—

H. B. 451. To require the several railroad companies, their agents, officers, lessees, or other persons operating railroads in the county of Mobile, to fence said roads as lies in the county of Mobile.

Mr. Smith moved to amend, by adding the county of Baldwin. Adopted.

Mr. Sharit moved to amend, by adding the county of Jefferson. Adopted.

Mr. Bradford moved to amend, by striking out the word "hog," where it occurs in the bill. Adopted.

Mr. Hogue moved to indefinitely postpone the consideration of this bill. Lost.

Mr. Skeggs moved to amend, by adding Morgan county. Lost.

Mr. Johnson of Blount moved to re-commit the bill to the committee.

House refused to re-commit;

And the bill was ordered to be engrossed for a third reading on to-morrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 14, 1881.

Mr. Speaker:

The President of the Senate has signed the following bill, which originated in the Senate, and your signature to the same is requested:

s. 196. To amend section 4325 (3681) of the Code.

WM. L. CLAY, Secretary.

The Speaker, immediately after the title of said bill had been read, signed the same in the presence of the House.

By leave—

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

n. b. 608. To establish a new charter for the town of LaFayette, in the county of Chambers.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Patton, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—59.

Ordered forthwith to the Senate, without engrossment.

Mr. Bankhead, from committee on local legislation, reported favorably to the bill—

n. b. 885. To authorize the township superintendent of township 4, range 13, in Conecuh county, to sell for cash the sixteenth section lands of said township.

The bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bradford, Brassfield, Brooks of Coving-

ton, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lanier, Lary, Maddox, Mason, McCullough, Newsom, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—63.

Also, favorably to the bill—

s. 291. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, approved February 8, 1877, as far as the same relates to the county of Lee.

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Dement, Donoho, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Kent, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nolen, Owens, Patton, Pickens, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Russell—64.

By leave, Mr. Bradford, from the committee on game laws, reported favorably to the bill—

s. 39. To repeal an act for the preservation of game animals and birds, in the counties of Mobile, Monroe, Clarke, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2, 1877, so far as the same applies to the counties of Choctaw and Washington.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Brassfield, Brown of Tusk., Caffee, Camp, Cowart, Cunningham, Cleveland, Dement, Donoho,

Floyd, Gilmore, Glover, Hammond, Harris, Hogue, Johnson of Blount, Kirkland, Lanier, Lary, Long, Martin, Mason, McCullough, Newsom, Nettles, Nolen, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Smith, Taylor, Tyson, Thomas, Underwood, Welborn, Wilson of Chambers, Wimberly, Wright of Butler—54.

Also, reported a substitute to the bill—

H. B. 441. To repeal an act to repeal the game law, so far as it relates to the county of Marengo.

Substitute adopted.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Cowart, Cunningham, Cleveland, Dement, Donoho, Glover, Harris, Hogue, Long, Maddox, Mason, Morrisette, McCullough, Newsom, Nettles, Owens, Pickens, Pound, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Skeggs, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—54.

Also, favorably to the bill—

S. 93. To repeal an act for the preservation of game animals and birds, in the counties of Mobile, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Clay and Jefferson, approved February 13, 1879, so far as it relates to the counties of Jefferson, Pike, Chilton, Clay and Clarke.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brown of Russell, Bruce, Calhoun, Camp, Cunningham, Clark, Cleveland, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Lary, Long, Masen, McCullough, Newsom, Nolen, Owens, Patton, Pound, Powell, Price, Sowell, Sheldon, Sharit, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—54.

Also, favorably to the bill—

H. B. 729. To protect game in Lamar and Marion counties.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Camp, Cowart, Dement, Donoho, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Lary, Mason, McCullough, Nelson, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Smith, Taylor, Tyson, Thomas, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—56.

Also, favorably (with amendment), to the bill—

H. B. 349. To amend section 1 of an act entitled "an act for the preservation of game animals and birds, in the county of Mobile, and other counties.

Amendment was adopted.

Mr. Walker of Montgomery, offered to amend, by striking out the words, "and it shall be unlawful at any time, and at all seasons, to trap or catch by nets or any other like kind, any of the birds mentioned in this section." Adopted.

And the bill was read the third time and passed—yeas 54, nays 1.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Camp, Cowart, Cunningham, Dement, Donoho, Gilmore, Glover, Grayson, Harris, Heacock, Hogue, Johnson of Blount, Lary, Long, Martin, Mason, McCullough, Nelson, Newson, Nettles, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Smith, Tyson, Underwood, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Mr. Bulger voted nay.

Also, favorably to the bill—

H. B. 759. To amend section 1 of an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Antanga, Chilton, Clay and Jefferson, so far as the same relates to Dallas county.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calhoun, Camp, Cowart, Cunningham, Cleveland, Donoho, Gilmore, Grayson, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nettles, Patton, Pickens, Powell, Price, Renfro, Sanders, Sowell, Sheldon, Sharit, Slaughter, Smith, Thomas, Underwood, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler—51.

Also, favorably to the bill—

H. B. 386. For the preservation of game animals and birds, in the county of Tuskaloosa, Alabama.

Mr. Maddox moved to amend, by including the county of St. Clair. Adopted.

The bill was ordered to a third reading, read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Betts, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Camp, Cunningham, Cleveland, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 370. To amend section one of an act for the preservation of game animals and birds, in Mobile, Monroe, Greene and other counties therein named, approved February 13, 1879, so far as the same is applicable to Greene county.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Cowart, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Kent,

Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Patton, Pickens, Pound, Powell, Price, Renfro, Sanders, Sowell, Sharit, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wiison of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell—52.

Also, favorably to the bill—

H. B. 351. To amend section 1 of an act entitled an act to protect game in certain counties therein named, approved 13th February, 1879.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead Barnett, Beard, Beck, Betts, Bradford, Brassfield, Brown of Russell, Bruce, Camp, Cowart, Cleveland, Donoho, Floyd, Gilmore, Grayson, Harris, Hogue, Lane, Langdon, Lary, Maddox, Martin, Mason, McEnllough, Newsom, Nettles, Nolen, Patton, Pickens, Pound, Powell, Price, Sharit, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—54.

Mr. Brown of Russell moved to re-consider the vote by which the bill—

H. B. 729. To protect game in Lamar and Marion counties;

Was passed to-day. Agreed to;

And the vote passing it to a third reading was re-considered.

Mr. Nolen moved to amend the bill, by including the county of Coosa. Adopted;

And the bill read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Betts, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Cunningham, Cleveland, Dement, Donoho, Gilmore, Glover, Hammond, Harris, Hogue, Lary, Long, Maddox, Martin, Mason, McEnllough, Nelson, Newsom, Nolen, Patton, Pickens, Pound, Powell, Price, Renfro, Sheldon, Slaughter, Smith, Taylor, Thomas, Underwood, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Russell.

Mr. Welborn, from the committee on accounts and claims, reported a substitute for the bill—

S. B. 143. To provide for the registration of all claims and debts against the fine and forfeiture fund of Bibb county.

The substitute reported by the committee was adopted, and the bill read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Austill, Armstrong, Avery, Bankhead, Barnett, Beck, Betts, Bowdon, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Calhoun, Camp, Cowart, Cunningham, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Langdon, Lary, Martin, Mason, McCullough, Newsom, Nolen, Owens, Pound, Powell, Price, Ramsay, Renfro, Sowell, Sheldon, Sharit, Slaughter, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell—53.

Also, favorably, with amendment, to the bill—

H. B. 146. For the relief of Robert Q. Pryor, late tax collector of Perry county.

The amendment is by striking out \$115.59, and inserting \$80.83. Amendment adopted;

And the bill read third time and passed—yeas 37, nays 17.

Yeas—Messrs. Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bradford, Brassfield, Brooks of Covington, Calhoun, Dement, Donoho, Grayson, Hammond, Harris, Hogue, Kent, Langdon, Lary, Long, Mason, McCullough, Nelson, Owens, Patton, Pickens, Pound, Powell, Renfro, Sowell, Sheldon, Sharit, Walker of Marengo, Welborn, White, Wimberly, Wright of Butler, Wright of Russell—37.

Nays—Messrs. Bankhead, Betts, Bowdon, Brown of Russell, Collier, Cowart, Cunningham, Cleveland, Gilmore, Glover, Heacock, Johnson of Blount, Maddox, Newsom, Slaughter, Underwood, Wilson of Chambers—17.

On motion of Mr. Hammond, the House adjourned till 9½ o'clock to-morrow morning.

HOUSE OF REPRESENTATIVES,

TUESDAY, February 15, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Riley of Opelika.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Agnew, Avery, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—76.

Leave of absence was granted for to-day, to Messrs. Foster, Nelson, Austill, Bradford, Davidson.

On motion of Mr. Betts, the reading of the journal of yesterday was dispensed with.

Mr. Bruce moved to re-consider the vote by which House bill 250 was passed on yesterday.

House refused to re-consider—yeas 30, nays 33.

Yeas—Messrs. Bowdon, Bulger, Brooks of Covington, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cleveland, Dement, Floyd, Gilmore, Grayson, Heacock, Hogue, Johnson of Blount, Lanier, Maddox, Martin, Milner, Newman, Newsom, Nettles, Owens, Ramsay, Robinson of Jackson, Shields, Thomas, Underwood, Vaught, Walker of Marengo.

Nays—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Betts, Brassfield, Calhoun, Calloway, Cunningham, Clark, Donoho, Hammond, Harris, Johnson of Autauga, Long, Lary, Morrisette, McCullough, Patton, Pound, Sanders, Sharit, Slaughter, Smith, Taylor, Waller, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Lee,

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 15, 1881.

Mr. Speaker:

The President of the Senate has signed the following bills, which originated in the Senate, and your signature is requested:

s. 156. To amend an act to more effectually provide for

the payment of grand and petit jurors in the county of Washington, approved February 19, 1875.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the title had been publicly read, signed the bill.

BILLS ON SECOND READING.

The bills—

H. B. 910. To provide for the appointment of two inspectors for penitentiary convicts, to define their duties and fix their compensation;

H. B. 921. To amend section 4533 of the Code of Alabama;

H. B. 920. To amend section 4554 of the Code of Alabama;

Were severally read the second time, and referred to committee on penitentiary.

The bills—

H. B. 911. To amend an act to incorporate the town of Courtland, Lawrence county, Alabama;

H. B. 924. To incorporate the Bibb Iron Works Company of the county of Bibb;

H. B. 929. To incorporate the Springville Presbytery, of the Cumberland Presbyterian church;

H. B. 932. To incorporate the Fowl River Navigation Company;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 917. To repeal section 779 of the Code of Alabama;

H. B. 925. To amend section 4450 of the Code of Alabama;

Were severally read, the second time and referred to the committee on the judiciary.

The bills—

H. B. 912. To authorize S. B. Stevens to peddle without license in Butler county, Alabama;

H. B. 916. For the protection of persons who gin cotton for toll;

Were severally read and referred to the committee on local legislations.

The bills—

H. B. 931. To amend section 496 of the Code of Alabama;

H. B. 926. To prohibit the sale, giving away, or otherwise

disposing of any spirituous, vinous, or malt liquors within five miles of Philadelphia Baptist church, in Fayette county;

H. B. 919. To prohibit the sale, or giving away, of spirituous, vinous, alcoholic or malt liquors, or intoxicating bitters, within one and one-half miles of Weaver's Station, beat No. 3, Calhoun county, Alabama;

H. B. 914. To prevent the sale, giving away or otherwise disposing of alcoholic, vinous, or malt liquors within four miles of Sardis church, Reform Beat, Pickens county;

H. B. 913. To punish drunkenness in Lower Peach Tree Beat, Precinct No. 7, Wilcox county, Alabama;

Were severally read the second time, and referred to committee on temperance.

The bill—

H. B. 918. To provide for the adoption of a law by the several courts of county commissioners, or boards of revenue of this State, for the protection of growing crops against the depredations of stock therein named;

Was read the second time, and referred to committee on agriculture.

The bill—

H. B. 927. For the relief of A. B. Erwin, a citizen of Morgan county;

Was read the second time, and referred to the committee on ways and means.

The bill—

H. B. 922. To protect miners, or other persons working in or about coal mines in Alabama;

Was read the second time, and referred to the committee on mining and manufacturing.

The bill—

H. B. 915. To amend section 4450 of the Code;

Was read the second time, and referred to committee on fees and salaries.

The bill—

H. B. 928. To repeal an act to add a portion of Cleburne county to the county of Talladega, approved February 14, 1867;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 923. To provide for the disposal of funds arising from license issued to sell liquors in this State;

Was read the second time, and referred to the committee on local legislation.

Also, the bill—

s. B. 197. To amend an act for the more efficient organization of the volunteer militia of Alabama;

Was read the second time, and referred to committee on military.

Mr. Clark moved that the bill—

n. B. 889. To amend an act to increase the criminal jurisdiction of justices of the peace in the counties of Limestone, Marion, Greene and Marshall, approved February 12, 1879, and to include the county of Autauga;

Be taken from the judiciary committee, and referred to committee on local legislation. It was so ordered.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, February 15, 1881.

Mr. Speaker:

The Senate has originated and passed the following bill, and ordered the same forthwith to the House, without engrossment:

s. 207. To regulate the transaction of business between connecting railroads.

WM. L. CLAY, Secretary.

The Senate bill, whose title is set forth in the foregoing message, was read once, and ordered to a second reading on to-morrow.

SENATE CHAMBER, February 15, 1881.

Mr. Speaker:

The Senate has concurred in House joint resolution on adjournment.

Committee on part of the Senate, Messrs. Satterfield and Clark;

And has originated and passed the following bill:

s. 315. To authorize the court of county commissioners of Randolph county to adjust, compromise and settle the outstanding indebtedness of said county arising from bonds issued in the payment of the capital stock of railroad companies.

WM. L. CLAY, Secretary.

The Senate bill, whose title appears in the foregoing message, was read once, and ordered to a second reading on to-morrow.

SENATE BUSINESS.

The House then proceeded to consider the Senate amendments to the bill—

H. B. 217. Prohibiting the sale, or otherwise disposing of spirituous or intoxicating liquors in Allenton beat, Wilcox county.

The amendments were concurred in—yeas 56, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Betts, Bowdon, Bulger, Brooks of Covington, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Lary, Long, Maddox, Martin, Morrisette, McCullough, Nettles, Nolen, Owens, Pickens, Pound, Powell, Renfro, Sanders, Sowell, Sharit, Shields, Slaughter, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—56.

SPECIAL ORDER.

The hour of 10 o'clock having arrived, it being the hour appointed for the consideration of the bill—

H. B. 560. To amend section 1544 of the Code of Alabama;

The question pending, being the adoption of the amendment offered by Mr. Watts,

Mr. Clark moved to lay the bill and the amendment on the table. Lost—yeas 24, nays 53.

Yeas—Messrs. Speaker, Avery, Beck, Betts, Brassfield, Brooks of Covington, Calhoun, Collier, Clark, Donoho, Glover, Grayson, Hammond, Lanier, Langdon, Newman, Newsom, Robinson of Conecuh, Robinson of Jackson, Sowell, Skeggs, Smith, Tyson, Welborn—24.

Nays—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beard, Bowdon, Bulger, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Cleveland, Dement, Floyd, Gilmore, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nettles, Nolen, Patton, Pound, Powell, Renfro, Sanders, Sharit, Shields, Slaughter, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—53.

Mr. Walker of Montgomery moved to lay Mr. Watts' amendment on the table. Carried.

Yeas 39, nays 37.

Yeas—Messrs. Speaker, Avery, Bankhead, Barnett, Beck, Betts, Brassfield, Brooks of Macon, Calhoun, Camp, Collier, Cowart, Clark, Donoho, Glover, Grayson, Hammond, Hogue, Johnson of Blount, Lanier, Langdon, Maddox, Morrisette, Newman, Newsom, Owens, Price, Robinson of Conecuh, Robinson of Jackson, Sheldon, Taylor, Tyson, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Shelby, Wright of Lee, Wright of Russell—39.

Nays—Messrs. Agnew, Armstrong, Bulger, Brown of Russell, Bruce, Caffee, Calloway, Cunningham, Cleveland, Dement, Floyd, Gilmore, Harris, Johnson of Autauga, Kent, Lane, Lary, Long, Martin, Mason, Milner, McCullough, Nolen, Pound, Powell, Renfro, Sanders, Sharit, Shields, Skeggs, Slaughter, Thomas, Underwood, Watts, Wilson of Chambers, Wimberly, Wright of Butler—37.

Mr. Waller called up his motion to re-consider the vote by which Mr. Nelson's amendment was adopted.

The motion prevailed, and the amendment was lost.

The question before the House being the amendment of Mr. Waller to section 3 ;

Mr. Bulger offered to amend, by adding to section 3, "except in incorporated cities and towns in Tallapoosa county." Adopted.

Mr. Hogue moved to amend, by striking out "one thousand," and inserting "three thousand," in section 3. Adopted.

The amendment of Mr. Waller, as amended, was adopted.

The bill was amended, so as to apply only to the counties of Choctaw, Hale, Blount, Cullman, Perry, Cleburne, Washington, Tallapoosa, Coosa, Autauga, Limestone, Cherokee, St. Clair, Lee, Elmore, Chambers, DeKalb, Marshall, Clarke, Dale.

Mr. Johnson of Blount moved to amend, by inserting after the word "and," in line 6 of section 1, the words "majority of the." Adopted.

Mr. Price moved to postpone further consideration of the bill until to-morrow.

House refused to postpone.

The bill was read the third time and passed—yeas 57, nays 4.

Yeas—Messrs. Speaker, Agnew, Avery, Barnett, Beard, Betts, Bulger, Brooks of Covington, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Cleveland, Dement, Floyd, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Lary, Maddox, Mason, Milner, Morrissette, McCullough, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wright of Lee—57.

Nays—Messrs. Long, Newman, Underwood, Watts—4.

The House then proceeded to consider the bill—

H. R. 451. To require the several railroad companies, their officers, agents, lessees, or other persons owning or using lines of railroads in the counties of Mobile, Baldwin and Jefferson, to fence the same.

The bill was read a third time and lost—yeas 22, nays 31.

Yeas—Messrs. Barnett, Beck, Bulger, Brooks of Covington, Bruce, Calhoun, Cowart, Gilmore, Glover, Owens, Patton, Pound, Powell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Walker of Marengo, Wilson of Shelby, Wimberly, Wright of Lee—22.

Nays—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Betts, Bradford, Brewer, Brooks of Macon, Brown of Russell, Calloway, Camp, Collier, Cunningham, Clark, Dement, Grayson, Hammond, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Lary, Long, Newman, Owens, Patton, Pound, Powell, Sanders, Taylor, Thomas, Underwood, Vaught, Wilson of Chambers—31.

The hour of 12 o'clock having arrived, the special order was taken up;

It being the motion of Mr. Wilson to re-consider the vote by which the bill—

H. R. 654. To fix the rate of taxation in this State;

Was passed on 10th February, 1881.

On motion of Mr. Wilson, the motion to re-consider was laid on the table.

By leave—

Mr. Brewer offered the following resolution:

Resolved, That the Speaker add two additional members to the committee on ways and means. Adopted.

The Speaker announced that, under the resolution of Mr.

Brewer, he had added the following to the committee on ways and means:

Messrs. Walker of Marengo, Johnson of Blount.

REPORTS FROM STANDING COMMITTEES.

By leave—

Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 649. To amend section 10 of an act entitled "An act to provide for the sale of land and other real estate for delinquent taxes, and the redemption thereof."

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bowdon, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Floyd, Gilmore, Glover, Heacock, Hogue, Johnson of Autauga, Lane, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, Newsom, Nettles, Owens, Pound, Price, Sharit, Skeggs, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

And sent to the Senate forthwith, without engrossment.

By leave—

Mr. Watts, from the committee on judiciary, reported favorably to the bill—

H. B. 46. To establish a northern chancery division.

On motion of Mr. Betts, the bill was made the special order for Saturday next, 12 M.

Also, from same committee, reported substitute to the bill—

H. B. 640. To amend the act regulating the trial of misdemeanors in Madison county.

The substitute was adopted.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Bulger, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Camp, Cowart, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Blount, Langdon, Long, Maddox, Martin, Morrisette, Newsom, Nolen, Patton, Pound, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Taylor, Thomas, Waller,

Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported a substitute to the bill—

H. B. 502. To provide for reference of causes in chancery to a referee.

The substitute was adopted;

And the bill read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Calfee, Calhoun, Calloway, Collier, Cowart, Clark, Donoho, Gilmore, Glover, Grayson, Harris, Heacock, Lanier, Langdon, Lary, Long, Milner, Morrisette, McCullough, Newson, Nettles, Nolen, Pound, Powell, Renfro, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Russell—53.

By leave, Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 572. To prevent the sale, or giving away of intoxicating liquors within three miles of Walker's Chapel, or New Macedonia church, in township 16, range 3, west, in Jefferson county.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Beard, Betts, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Bruce, Calhoun, Calloway, Cowart, Glover, Grayson, Harris, Hogue, Johnson of Antauga, Kent, Lanier, Langdon, Lary, Long, Martin, Milner, McCullough, Newman, Nolen, Owens, Patton, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—53.

Mr. Grayson, from the committee on counties and county boundaries, reported favorably to the bill—

H. B. 754. To repeal an act entitled an act to declare Joseph H. Harris, a liner between the counties of Chambers and Lee, a citizen of Lee county, and so change the line between said counties.

The bill was read the third time, and a quorum not voting, the roll of the House was called, and the following members answered to their names:

Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Betts, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Callee, Calhoun, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Martin, Morrisette, McCallough, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—77.

The vote being taken the second time on the passage of the pending bill, it was passed—yeas 65, nays 1.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calloway, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Hogue, Kent, Lane, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, Newman, Newsom, Nolen, Owens, Patton, Pound, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—65.

Mr. Johnson of Blount voted nay.

And the bill was ordered to the Senate forthwith, without engrossment.

Also, from same committee, reported favorably to the bill—

H. B. 580. To change the boundary line between the counties of Hale and Greene, so that the present bed of the Black Warrior River be the dividing line.

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Bulger, Brassfield, Brewer, Brooks of Cov-

ington, Brooks of Macon, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Sowell, Sheldon, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—66.

Also, from same committee, favorably to the bill—

H. B. 483. To amend an act entitled an act to prevent stock from running at large in that part of Dallas county lying west of Calaba river and north of the New Orleans and Selma railroad, &c., approved December 10, 1878, so as to extend the provisions of said act to certain portions of Perry county.

Bill was read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Barnett, Beard, Beck, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calloun, Camp, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Blount, Kent, Langdon, Lary, Long, Martin, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Owens, Pickens, Pound, Powell, Price, Renfro, Sanders, Sowell, Sharit, Shields, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—65.

And ordered to the Senate forthwith, without engrossment.

Also, from same committee, favorably to the bill—

H. B. 562. To change the county line between the counties of Bibb and Shelby.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Betts, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Cunningham, Cleveland, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, Mc-

Cullough, Newsom, Nolen, Pound, Powell, Price, Robinson of Jackson, Sanders, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—61.

Also, from same committee, favorably, with amendment, to the bill—

H. B. 550. To change the county line between the counties of Shelby and Chilton.

Mr. Collier moved to postpone the further consideration of this report until to-morrow.

House refused to postpone.

The question being the adoption of the amendment reported by the committee,

The amendment was adopted, and the bill read the third time and passed—yeas 57, nays 3.

Yeas—Messrs. Agnew, Avery, Barnett, Beard, Beck, Bulger, Brassfield, Brooks of Covington, Bruce, Caffee, Camp, Clark, Cleveland, Dement, Donoho, Foster, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lane, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nolen, Patton, Pickens, Powell, Price, Sanders, Sheldon, Sharit, Shields, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—57.

Nays—Messrs. Collier, Gilmore, Newsom—3.

Also, from same committee, favorably to the bill—

H. B. 481. To authorize the people of Geneva county to vote on the question of moving the county seat of said county, and to permanently locate the same.

The bill was read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Clark, Cleveland, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Milner, Newman, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter,

Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—65.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, favorably to the bill—

H. B. 688. To change the boundary line between the counties of Lee and Macon.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Agnew, Armstrong, Barnett, Beard, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lary, Long, Maddox, Martin, Milner, McCullough, Newman, Newsom, Nolen, Owens, Pickens, Pound, Powell, Robinson of Jackson, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—60.

Mr. Grayson, from same committee, reported a substitute for the bill—

H. B. 272. To establish a new county, to be called Houston.

Mr. White submitted the following:

We, the undersigned members of the committee on counties and county boundaries, respectfully dissent from the majority of said committee, in making a favorable report on the House bill No. 272, creating the new county of Houston, and submit this, our minority report.

Very respectfully,

J. M. WHITE,
T. H. BRADFORD,
W. T. NETTLES,
JNO. D. HAMMOND.

Pending the consideration of the substitute, the House adjourned until 3½ P. M.

EVENING SESSION.

FEBRUARY 15, 1881.

The House met pursuant to adjournment.

Mr. Clark moved to re-consider the vote by which the bill—
H. B. 550 To change the line between the counties of
Chilton and Shelby,

Passed.

The House refused to re-consider.

The House resumed the consideration of the substitute
reported by the committee to the bill—

H. B. 272. To form a new county to be called Houston.

The substitute was lost.

The bill was read the third time and lost—yeas 21, nays 49.

Yeas—Messrs. Brooks of Covington, Bruce, Caffee, Camp,
Cunningham, Floyd, Gilmore, Grayson, Harris, Kirkland,
Langdon, Martin, McCullough, Newsom, Pound, Powell,
Underwood, Vaught, Watts, Wilson of Chambers—21.

Nays—Messrs. Speaker, Agnew, Avery, Bankhead, Bar-
nett, Beard, Beck, Brassfield, Brewer, Brooks of Macon,
Brown of Russell, Calhoun, Cowart, Clark, Cleveland, Fos-
ter, Glover, Hammond, Heacock, Kent, Lane, Lary, Long,
Maddox, Mason, Milner, Morrisette, Newman, Nolen, Pat-
ton, Pickens, Price, Renfro, Robinson of Conecuh, Sheldon,
Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas,
Waller, Walker of Marengo, Walker of Montgomery, Wel-
born, White, Wilson of Shelby, Wimberly, Wright of But-
ler, Wright of Russell.

By leave, Mr. Langdon, from the committee on education,
reported a substitute for the bill—

H. B. 199. To authorize the compromise and settlement
of claims for school lands in Marshall county.

The substitute to be entitled an act—

H. B. 199. To authorize the compromise and settlement
of claims for school lands in this State.

The substitute was adopted.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bank-
head, Barnett, Bulger, Brassfield, Brooks of Macon, Brown
of Russell, Bruce, Caffee, Calhoun, Cowart, Cunningham,
Dement, Foster, Gilmore, Glover, Grayson, Hammond, Har-
ris, Johnson of Autauga, Kirkland, Langdon, Lary, Long,
Maddox, Martin, Mason, Milner, McCullough, Newman,
Newsom, Nettles, Nolen, Pickens, Pound, Powell, Renfro,
Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit,
Skeggs, Slaughter, Taylor, Thomas, Underwood, Walker of
Marengo, Welborn, White, Wilson of Chambers, Wilson of
Shelby, Wright of Butler, Wright of Lee.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 15, 1881.

Mr. Speaker :

The Senate has originated, passed and ordered forthwith to the House, without engrossment, the following bills :

s. 297. To amend section 15 of an act to establish a new charter for the town of Athens, in the county of Limestone;

s. 356. To repeal an act to repeal chapter 7, of title 3, of part 4, and section 3931 of the Revised Code, so far as the same relates to the counties of Dallas, Lee, and Autauga, in so far as the same applies to the county of Lee, and to re-establish the county court of Lee county ;

s. 374. To amend section 1 of an act to authorize the mayor and aldermen of the town of Gadsden to lay off the limits of said town into five wards, define the number and mode of election of officers, their powers and duties, with authority to increase or diminish the corporate limits of said town by a majority vote of the legally authorized voters of said town, and for other purposes in said act mentioned, approved March 6, 1875;

And has concurred in House joint resolution for the investigation of the titles to some of the penitentiary property;

s. 203. To provide for the collection of all funds in favor of, and the registration of all claims and debts against the fine and forfeiture fund of the counties of Butler and Coneuh.

WM. L. CLAY, Secretary.

The Senate bills, whose titles are set forth in the foregoing message, were severally read once, and ordered to a second reading on to-morrow.

BILLS INTRODUCED.

By leave, bills were introduced :

By Mr. Glover—

H. B. 933. To regulate the sentencing of persons to hard labor for the payment of costs ;

Ry Mr. Heacock—

H. B. 934. To authorize Mrs. M. J. Adair, widow of Thomas M. Adair, deceased, late of Talladega county, to execute a deed to a certain tract of land ;

By Mr. Owens—

H. B. 935. To protect persons who purchase commercial

fertilizers, after having signed written agreement, having warranty of the genuineness of the fertilizer sold;

By Mr. Floyd (by request)—

H. B. 936. To prohibit the sale of liquors in beat No. 2, of Geneva county;

By Mr. Sharit—

H. B. 937. To protect persons owning lands adjoining coal mines;

By Mr. Pickens—

H. B. 938. To authorize the county superintendent of Lawrence to sell school property in the town of Courtland, Lawrence county, belonging to township 4, section 30, range 7. Lawrence county;

By Mr. Bankhead—

H. B. 939. To authorize Bartus McAdams, a citizen of Lamar county, to peddle without a license;

Also,

H. B. 940. To amend section 4769 of the Code;

By Mr. Brooks of Covington (with petitions *pro* and *con*)—

H. B. 941. To prevent the sale, giving away, or otherwise disposing of vinous or spirituous liquors, in three miles of the churches at Rose Hill, Covington county;

By Mr. Cleveland—

H. B. 942. To amend section 435 of the Code, so far as the same relates to Clarke county;

By Mr. Bulger—

H. B. 943. To amend an act approved December 2, 1880, to amend section 4169 of the Code;

By Mr. Wilson of Chambers—

H. B. 944. To require claims on the fine and forfeiture fund in Chambers county to be paid according to the date of registration;

Which bills were severally read once, and ordered to a second reading on to-morrow.

On motion of Mr. Clark, the bill H. B. 422, was made the special order for to-morrow at 12 M.

On motion of Mr. Lary, the bills S. 54, 55, 56, and 57 were made the special order for the hour of 11 A. M., on the 19th. inst.

REPORTS FROM STANDING COMMITTEES.

Mr. Taylor, from the committee on public buildings and institutions, reported favorably to the bill—

H. B. 621. To prevent injury to the fixtures erected in the

county jails for the convenience and comfort of the prisoners confined therein.

The bill was read the third time and passed—yeas 50, nays 2.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Barnett, Bulger, Brassfield, Brewer, Brooks of Covington, Bruce, Camp, Cunningham, Clark, Dement, Foster, Gilmore, Glover, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Kirkland, Lary, Long, Martin, Mason, Morrisette, Nettles, Pickens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Walker of Montgomery, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. McCullough and Owens.

Also, favorably to the bill—

n. B. 848. To amend section 1295 of the Code.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Barnett, Beard, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Camp, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Lary, Long, Maddox, Mason, Milner, Morrisette, Nettles, Pickens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sowell, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee:

n. B. 530. For the relief of Talladega College and American Missionary Association.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Camp, Cunningham, Clark, Cleveland, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nettles, Nolen, Owens, Pickens, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo,

Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 666. To provide for the repairing and re-furnishing the capitol, and for necessary work on the same, and on the grounds.

Mr. Brewer offered the following amendment, which was adopted:

By adding at the end of section 1,

Provided, That the first application of this fund be made to the re-covering of the capitol.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Bulger, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Cunningham, Clark, Cleveland, Foster, Gilmore, Grayson, Hammond, Harris, Hogue, Johnson of Antauga, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Newsom, Nolen, Owens, Pickens, Pound, Powell, Price, Renfro, Sanders, Sharit, Slaughter, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Lary, from committee on penitentiary, reported favorably to the bill—

H. B. 329. To amend section 4466 of the Code.

Mr. Wilson of Shelby offered an amendment.

Pending its consideration, on motion of Mr. Foster, the House adjourned until to-morrow morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, February 16, 1881.

House met pursuant to adjournment.

Prayer by Rev. Mr. Calloway of the House.

There were present:

Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart,

Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Hogue, Johnson of Antanga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Thomas, Vanght, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

On motion of Mr. Owens, the reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Brassfield, on account of sickness, for to-day ;

Also, to Messrs. Calhoun and Davidson, for to-day ;

Leave of absence was also granted Mr. Brown of Tuskalooza for Monday and Tuesday.

MESSAGES FROM THE SENATE.

SENATE CHAMBER, Feb. 16, 1881.

Mr. Speaker :

The Senate has concurred in the amendment of the House to—

s. 143. For the registration of all claims and debts against the fine and forfeiture fund of Bibb county.

WM. L. CLAY, Secretary.

SENATE CHAMBER, Feb. 16, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, which originated in the Senate, and your signature to the same is requested :

s. 143. To provide for the registration of all claims and debts against the fine and forfeiture fund of the county of Bibb ;

s. 291. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public having like powers, in the counties of Lee, Madison, Jackson, Clarke, Choctaw, Walker and Marion, approved Feb. 8, 1877, so far as the same relates to the county of Lee.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bills—

s. 315. To authorize the court of county commissioners of Randolph county to adjust, compromise and settle the outstanding indebtedness of said county, arising from bonds issued in payment of the capital stock of railroad companies ;

s. 203. To provide for the collection of all funds in favor of, and the registration of all claims and debts against, the fine and forfeiture fund of the counties of Butler and Conecuh ;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

s. 374. To amend section one of an act to authorize the mayor and aldermen of the town of Gadsden to lay off the limits of said town into five wards, define the number and mode of selection of officers, their powers and duties, with authority to increase or diminish the corporate limits of said town by a majority vote of the legally authorized voters of said town, and for other purposes in said act mentioned, approved March 6, 1875 ;

Was read the second time, and referred to the committee on corporations.

The bill—

s. 207. To regulate the transaction of business between connecting railroads ;

Was read the second time, and referred to the committee on commerce and common carriers.

The bill—

s. 297. To amend section 15 of an act to establish a new charter for the town of Athens, in the county of Limestone, approved March 8, 1871 ;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 938. To authorize the county superintendent of Lawrence county to sell school property in the town of Courtland, Lawrence county, belonging to township 4, section 30, range 7, of Lawrence county ;

Was read the second time, and referred to the committee on education.

The bill—

H. B. 935. To protect persons who purchase commercial

fertilizers after having signed written agreements waving warranty of the genuineness of the fertilizers sold;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 934. To authorize Mrs. M. J. Adair, widow of Thos. M. Adair, deceased, late of Talladega county, to execute a deed to a certain tract of land;

Was read the second time, and referred to the committee on local legislation.

The bill—

H. B. 937. To protect persons owning lands adjoining coal mines;

Was read the second time, and referred to the committee on mining and manufacturing.

The bill—

H. B. 939. To authorize Bartus McAdams, a citizen of Lamar county, to peddle without a license;

Was read the second time, and referred to the committee on ways and means.

The bills—

H. B. 936. To prohibit the sale of liquors in beat No. 2 of Geneva county;

And,

H. B. 941. To prevent the sale, giving away, or otherwise disposing of vinous or spirituous liquors in three miles of the churches at Rose Hill, Covington county;

With petitions,

Were read the second time, and referred to the committee on temperance.

The bills—

H. B. 933. To regulate the sentencing of persons to hard labor for the payment of cost;

H. B. 940. To amend section 4769 of the Code of Alabama;

H. B. 942. To amend section 435 of the Code, so far as the same relates to Clarke county;

H. B. 943. To amend an act, approved December 2, 1880, entitled an act to amend section 4169 of the Code of Alabama;

H. B. 944. To require claims on the fine and forfeiture fund in Chambers county to be paid according to date of registration;

S. 356. To repeal an act to repeal chapter 7, of title 3, of

part 4, and section 3931 of the Revised Code, so far as the same relates to the counties of Dallas, Lee, and Autauga, in so far as the same relates to the county of Lee, and to establish a county court of Lee county;

Were severally read the second time, and referred to the committee on judiciary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT.

February, 16, 1881.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House of Representatives:

H. B. 306. To provide for the payment of costs and expenses incurred in suits brought to protect the title and interest of the State in the swamp and overflowed lands and timber thereon;

H. B. 318. To prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within two miles of the Baptist Missionary Church, at Sandtuck, in the county of Elmore.

Very respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 16, 1881.

Mr. Speaker:

The Senate has passed the following House bill:

H. B. 215. To provide for the binding of the reports of the census and numerators.

Also, passed joint resolution of sympathy for Ireland.

W. L. CLAY, Secretary.

The Senate joint resolution, of sympathy for the people of Ireland;

Was taken up and concurred in.

SENATE CHAMBER, February 16, 1881.

Mr. Speaker:

The Senate has amended, by way of substitute, as therein shown, and passed—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers;

And has originated, passed and ordered forthwith to the House, without engrossment—

s. 239. To refund to Josiah Morris & Co., moneys expended by them, as custodians of State bonds deposited with them in escrow, by Gov. David P. Lewis, under contract with Balch and associates;

And has amended, as therein shown, and as amended, concurred in the House amendment to the bill—

s. 51. To amend section 4109 of the Code, and to provide for its enforcement.

W. L. CLAY, Secretary.

The Senate bill just received, s. 239, whose title is set out in the foregoing message, was read once.

SENATE CHAMBER, February 16, 1881.

Mr. Speaker:

The Senate has originated and passed the following bill, and ordered the same to the House, without engrossment:

s. 276. To amend section 3188 of the Code;

s. 311. To amend paragraph 6, of section 358 of the Code;

s. 372. To provide for the payment of the expenses of the joint committee of the two Houses appointed to inquire into the treatment of convicts employed in the mines, and on convict farms, and in other places in this State;

s. 258. To authorize and empower the court of county commissioners of Lee county to settle the bonded indebtedness of said county, issued for, or on account of, stock subscribed to the Savannah and Memphis Railroad Company, and the Eufaula, Opelika, Oxford and Guntersville Railroad Company;

s. 308. To amend section 2711 (2376) of the Code;

s. 360. To refund the money obtained from certain persons under the license laws of this State.

W. L. CLAY, Secretary.

The bills just received, whose titles are set out in the foregoing message;

Were severally read once, and ordered to a second reading.

By leave, Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 792. To authorize the probate judge of Talladega county to order elections in certain cases, to prohibit the

sale, or other disposition of vinous or spirituous liquors within certain limits.

The bill was read the third time and passed—yeas 57 nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Barnett, Bowdon, Bulger, Bradford, Brooks of Covington, Brown of Tuskalooza, Bruce, Caffee, Camp, Cowart, Cunningham, Clark, Cleveland, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newsom, Nowlin, Owens, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sharit, Skeggs, Smith, Taylor, Underwood, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

The bill was ordered to the Senate without engrossment.

Also, by leave, favorably to the bill—

H. B. 865. To amend section 1544 of the Code, so far as the same relates to Pike, Butler and Coffee counties.

The bill was read the third time and passed—yeas 55, nays 2.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bowdon, Bradford, Brooks of Covington, Brown of Tuskalooza, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Cleveland, Dement, Donoho, Floyd, Glover, Grayson, Harris, Heacock, Johnson of Blount, Kirkland, Lanier, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newsom, Nettles, Nolen, Nowlin, Patton, Pound, Powell, Sanders, Sharit, Shields, Skeggs, Smith, Thomas, Underwood, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Hogue and Long.

Mr. Harris moved to re-consider the vote by which the bill—

H. B. 560. To amend section 1544 of the Code ;

Was passed on yesterday. Agreed to.

Mr. Harris moved to strike out Lee county from the provisions of the bill. Adopted.

Mr. Thomas moved to also strike out Chambers county. Adopted.

Mr. Waller moved to amend by adding :

Provided, The provisions of this act shall not apply to "Blount Springs," in the county of Blount. Adopted.

And the bill was ordered to be read forthwith.

Read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Barnett, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. B. 861. To prohibit the sale, or otherwise disposing of vinous or spirituous liquors in beats Nos. 7 and 9, in Hale county, and within five miles of the Presbyterian church at Carthage, in Hale county.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Bradford, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cleveland, Dement, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Newman, Nowlin, Patton, Pound, Powell, Renfro, Sanders, Sharit, Shields, Slaughter, Smith, Tyson, Thomas, Underwood, Waller, Watts, Welborn, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Grayson moved to re-consider the vote by which the bill—

H. B. 451. To require several railroad companies, &c., to fence their roads in the counties of Mobile, Baldwin and Jefferson;

Was lost on yesterday.

Also, the vote ordering the bill to a third reading. Carried.

Mr. Skeggs moved to amend, by striking out the word "gates," and inserting "stock-gaps." Lost.

The bill was read the third time and lost—yeas 29, nays 42.

Yeas—Messrs. Beck, Bowdon, Bulger, Brewer, Brooks of

Covington, Cowart, Glover, Kent, Lanier, Milner, Nolen, Owens, Patton, Pound, Powell, Robinson of Conecuh, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Walker of Marengo, Walker of Montgomery, Welborn, Wright of Lee, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Agnew, Armstrong, Bradford, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, McCullough, Newman, Newsom, Nowlin, Price, Ramsay, Renfro, Taylor, Thomas, Underwood, Waller, Wilson of Chambers, Wilson of Shelby, Wright of Butler.

SPECIAL ORDER.

The hour of 11 o'clock having arrived, the House proceeded to the consideration of the special order, it being the reports of the majority and minority of the committee on privileges and elections, submitted to the House December 2, 1880.

Mr. Lane moved to substitute the minority report submitted by Messrs. Long and Shields for the majority report.

Pending, when the hour of 12 arrived, the time set for the consideration of the bills H. B. 66, 68 and 69;

Mr. Underwood moved to postpone the second special order until the first was disposed of. Agreed to.

On motion of Mr. Clark, H. B. 422 was made the special order for to-morrow at 11 A. M.

The House resumed the consideration of the motion of Mr. Lane.

Mr. Waller moved to indefinitely postpone the whole subject.

Pending its consideration, the hour of 2 P. M. arrived, when, under the resolution, the House stood adjourned until 3½ P. M.

EVENING SESSION.

FEBRUARY 16, 1881.

The House met pursuant to adjournment.

The following bills were introduced:

By Mr. Agnew—

H. B. 945. To authorize James D. Purnell to establish a ferry on the Bigby river at Memphis, Pickens county;

By Mr. Lary—

H. B. 946. To regulate the hiring of persons convicted of felonies in this State;

Also,

H. B. 947. To regulate the hiring of county convicts in this State;

By Mr. Mason—

H. B. 948. To prohibit the sale, or otherwise disposing of spirituous, vinous or malt liquors, within five miles of Union and New Hope churches, in Washington county;

By Mr. Beck—

H. B. 949. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors in Boulham's beat, in Wilcox county;

By Mr. Dement—

H. B. 950. To prevent the manufacture, sale or giving away of spirituous, vinous or malt liquors in Limestone county;

By Mr. Robinson of Jackson—

H. B. 951. To enable non-resident married women to provide for the disposition of their interests in property in this State, by power of attorney, or other instruments of writing conferring authority;

Which bills were severally read once, and ordered to a second reading.

Mr. Lary presented a petition of citizens of Elmore county in favor of requiring foreign insurance companies to deposit bonds; which was referred to the judiciary committee.

Mr. Nolen presented a petition of citizens of Coosa county for the passage of a prohibitory liquor law for Coosa county; which was referred to the committee on temperance.

Mr. Calloway presented a petition of citizens of Clopton, Dale county, in favor of allowing the sale of liquor by the drink, instead of by the quart, as now allowed by law in said town; which was referred to the committee on temperance.

The House resumed the consideration of the bill—

H. B. 329. To amend section 4466 of the Code.

The question pending being the amendment offered by Mr. Wilson of Shelby,

The amendment was adopted.

Mr. Brown of Tuskaloosa moved to lay the bill on the table. Lost—yeas 20, nays 46.

Yeas—Messrs. Austill, Beard, Brown of Tuskaloosa, Brown of Russell, Clark, Donoho, Foster, Glover, Hogue, Langdon, Maddox, Mason, Milner, Pound, Price, Ramsay, Sheldon, Tyson, White, Wright of Russell.

Nays—Messrs. Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Billingslea, Bulger, Brooks of Covington, Brooks of Macon, Bruce, Calloway, Camp, Cunningham, Dement, Floyd, Hammond, Harris, Johnson of Blount, Kent, Kirkland, Lane, Lary, Long, Martin, Newman, Newsom, Owens, Patton, Powell, Robinson of Conecuh, Sowell, Sharit, Shields, Slaughter, Smith, Thomas, Underwood, Waller, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee—46.

Amendments were offered to exempt the following counties from the operations of the act: Greene, Mobile, Tuskaloosa, Pickens, Sumter, Washington, Choctaw, Marshall, Morgan, Limstone, Clark, Russell, Etowah, Butler.

Mr. Wilson of Shelby moved to lay the amendments on the table.

Lost—yeas 28, nays 36.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Brooks of Macon, Calloway, Cunningham, Donoho, Floyd, Hammond, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Newman, Newsom, Nolen Patton, Pickens, Robinson of Conecuh, Robinson of Jackson, Sharit, Shields, Waller, Wilson of Shelby.

Nays—Messrs. Speaker, Beard, Billingslea, Bulger, Brown, of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Collier, Clark, Cleveland, Dement, Foster, Glover, Hogue, Langdon, Mason, Milner, Nettles, Nowlin, Owens, Pound, Powell, Price, Ramsay, Sowell, Sheldon, Skeggs, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Brooks of Macon moved to lay the bill on the table. Carried.

On motion of Mr. Johnson of Blount, the House adjourned till to-morrow morning at 9½ o'clock.

HOUSE OF REPRESENTATIVES,

THURSDAY, February 17, 1881.

House met pursuant to adjournment.

Prayer by Rev. Mr. Harris of the House.

On the call of the roll, the following members answered to their names.

Messrs. Speaker, Agnew, Avery, Barnett, Beard, Billingslea, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lary, Long, Martin, Milner, Morrisette, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.—75

Leave of absence was granted to Mr. Davidson, and to Mr. Betts, for to day, on account of sickness;

Also to Messrs. Brassfield, Calhoun, and McCullough.

The Journal of yesterday was read and approved.

Mr. Bruce offered the following resolution:

Resolved, That no member of this House shall speak longer than ten minutes on any one subject during the balance of the session.

Mr. Waller moved to amend, so as not to apply to the debate on the election laws. Lost.

And the resolution was adopted.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 215. To provide for the binding of the reports of the census enumerators;

H. B. 217. Prohibiting the sale or otherwise disposing of spirituous or intoxicating liquors in Allenton beat, Wilcox county.

SENATE CHAMBER, Feb. 17, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, which originated in the Senate, and your signature is requested to the same:

s. 93. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo,

Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, approved February 13, 1879, so far as it relates to the counties of Jefferson, Pike, Chilton, Clay and Clarke ;

s. 39. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clarke, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2, 1817, so far as the same applies to the counties of Choctaw and Washington.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bill—

s. 258. To authorize and empower the court of county commissioners of Lee county to settle the bonded indebtedness of said county issued for, or on account of stock subscribed to the Savannah and Memphis Railroad Company, and the Eufaula, Opelika, Oxford and Guntersville Railroad Company ;

Was read a second time, and referred to the committee on local legislation.

The bill—

s. 276. To amend section 3188 of the Code ;

Was read a second time, and referred to the judiciary committee ;

Also, the bill—

s. 308. To amend section 2711 of the Code ;

Was read a second time, and referred to the same committee.

The bill—

s. 311. To amend paragraph 6 of section 358 of the Code ;

Was read a second time, and referred to the committee on education.

The bill—

s. 360. To refund the money obtained from certain persons under the license laws of this State ;

Was read a second time, and referred to the committee on ways and means.

The bill—

s. 372. To provide for the payment of the expenses of the joint committee of the two Houses, appointed to inquire into the treatment of convicts employed in the mines, and on convict farms, and in other places in this State;

Was read a second time, and referred to the committee on fees and salaries;

The bill—

s. 239. To refund to Josiah Morris & Co., moneys expended by them as custodians of State bonds deposited with them in escrow by Gov. David P. Lewis, under contract with Balch and associates;

Was read a second time, and referred to the committee on accounts and claims.

The bill—

H. B. 945. To authorize James D. Purnell to establish a ferry on the Bigby river, at Memphis, Pickens county, Alabama;

Was read a second time, and referred to the committee on public roads and highways.

The bills—

H. B. 946. To regulate the hiring of persons convicted of felonies in this State;

H. B. 947. To regulate the hiring of county convicts in this State;

Were read a second time, and referred to the committee on the penitentiary.

The bills—

H. B. 949. To prohibit the sale, giving away, or otherwise disposing of spirituous liquors in Bonham's beat, in Wilcox county, Alabama;

And,

H. B. 950. To prevent the manufacture, sale or giving away of spirituous, vinous or malt liquor in Limestone county;

Were severally read a second time, and referred to the committee on temperance.

The bill—

H. B. 951. To enable non-resident married women to provide for the disposition of their interests in property in this State, by power of attorney, or other instrument of writing, conferring authority;

Was read a second time, and referred to the committee on judiciary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 17, 1881.

Mr. Speaker :

The Senate has originated and passed the following bills:

s. 220. To prevent the dismissal of a bill in equity for multifariousness;

s. 273. To amend an act entitled an act to amend section 274 of the Code of Alabama, approved February 12, 1879;

s. 244. To establish an inferior court for Cullman county;

s. 205. For the relief of maimed soldiers;

s. 250. To require the criminal docket of the circuit court of Madison county to be taken up on Monday of the third week of the session thereof, at the Fall and Spring terms.

WM. L. CLAY, Secretary.

The Senate bills just received, whose titles are set out in the foregoing message, were read once, and ordered to a second reading.

CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Beard (with petition)—

H. B. 952. To prohibit the sale of liquors in Pickens county;

By Mr. Armstrong—

H. B. 953. To incorporate the fire company, Citizens No. 2, of Union Springs, Alabama;

By Mr. Brooks of Macon—

H. B. 954. To change the boundary line between the counties of Macon and Tallapoosa;

By Mr. Bradford—

H. B. 955. To require officers of steam boats to take receipt for freights delivered by them at public landings;

By Mr. Walker of Marengo—

H. B. 956. To authorize the commissioners court of Marengo county to establish or abolish districts in which stock may be prevented from running at large;

By Mr. Milner (by request)—

H. B. 957. To repeal certain laws regulating the publication of legal notices in Marshall county;

By Mr. Beck—

H. B. 958. To require the board of revenue, and courts of like authority in Wilcox county, to keep all persons convicted and sentenced to hard labor for the county, within the limits of said county;

By Mr. Kent—

H. B. 959. To prohibit the sale or giving away of liquors within five miles of Crumley's Chapel, Jefferson county;

By Mr. Nelson—

H. B. 960. To amend section 3 of an act to amend sections two, seven, thirty-eight, thirty-nine, forty, forty-five, forty-six, forty-seven, forty-eight, forty-nine, fifty, fifty-one and fifty-four, of the charter of the city of Selma, approved February 12, 1879;

By Mr. Morrisette—

H. B. 961. To fix the salaries of the Judges of the Supreme court of Alabama;

Which bills were severally read once, and ordered to a second reading.

Petitions were presented:

By Mr. Owens—

Petition of citizens of Crenshaw county, against prohibiting the sale of liquors at Rocky Mount;

By Mr. Smith—

Petition for the prohibition of the sale of liquors at Bay Minette, Baldwin county;

Also, petition against prohibition;

Which petitions were referred to the committee on temperance.

Mr. Bruce, by request, presented petition of certain citizens of DeKalb county, in favor of the repeal of the acts amending sections 274 and 286 of the Code;

Which was referred to the committee on privileges and elections.

Mr. Dement presented petition for the passage of the act requiring a deposit of bonds by insurance companies;

Which was referred to the judiciary committee.

Mr. Lary offered a joint resolution, providing for the printing of fifteen hundred additional copies of the Report of the Geological Survey of the State;

Mr. Watts moved to amend, by adding: "And that one thousand copies of the Geological Report of Prof. Thomey be published. Adopted.

And the resolution as amended, was adopted.

Mr. Watts, from the judiciary committee, reported back House bill 616, and asked its reference to the committee on ways and means;

Also, House bill 546, and asked its reference to the committee on fees and salaries. It was so ordered.

Mr. Brewer, from committee on ways and means, reported back House bill 927, and asked its reference to committee on local legislation. It was so ordered.

Mr. Foster, from committee on commerce and common carriers, reported back the memorial and joint resolutions to Congress, in regard to granting the public lands to the Elyton and Aberdeen railroad, and asked its reference to a special committee of three. It was so ordered.

Committee—Messrs. Robinson of Jackson, Nowlin and Bankhead.

The House next proceeded to consider the amendment of the Senate to the bill—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

Mr. Hammond offered the following amendment:

“Insert fifty cents per ton tax, instead of twenty-five cents, and appropriate fifty per cent. of that amount to establish normal schools for the whites of this State;”

Which, on motion of Mr. Owens, was laid on the table.

Mr. Johnson of Blount moved to amend the title of the bill, by striking out “for the protection of the farmers of of this State,” and insert “for the benefit of the Agricultural and Mechanical College, at Auburn, Alabama.”

On motion of Mr. Thomas, the amendment of Mr. Johnson was tabled.

Mr. Morrisette moved to amend, by way of an additional section:

Which, on motion of Mr. Bowdon, was laid on the table.

Mr. Hogue called for the previous question.

It was ordered to be put, and the amendment of the Senate was concurred in—yeas 56, nays 25.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Bradford, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Cunningham, Clark, Donoho, Gilmore, Glover, Grayson, Harris, Heacock, Head, Hogue, Johnson of Antauga, Kirkland, Lanier, Langdon, Lary, Maddox, Martin, Mason, Milner, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Tyson, Thomas, Waller, Walker of Montgomery, Watts, Welborn, White, Wright of Lee, Wright of Russell.

Nays—Messrs. Speaker, Beard, Brown of Tuskaloosa, Camp, Cowart, Dement, Foster, Floyd, Hammond, Johnson

of Blount, Kent, Lane, Long, Morrisette, Nelson, Newman, Newsom, Ramsay, Sharit, Shields, Taylor, Underwood, Walker of Marengo, Wilson of Chambers, Wimberly, Wright of Butler.

The amendment of the Senate to the amendment of the House to the bill—

s. 51. To amend section 4109 of the Code;

Was concurred in—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Kirkland, Lane, Lanier, Lary, Long, Martin, Mason, Milner, Morrisette, Newsom, Nowlin, Owens, Pound, Powell, Ramsay, Robinson of Conecuh, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 17, 1881.

Mr. Speaker :

The Senate has originated and passed, and ordered forthwith to the House, without engrossing, the bill—

s. 381. To facilitate the sale, partition and proper conveyance of lands belonging to a co-partnership, or to partners as tenants in common, upon the death of any of the partners, leaving the business unsettled ;

And has passed, without amendment, the bill—

H. B. 192. To allow the qualified voters of Escambia county to locate the county site by ballot.

WM. L. CLAY, Secretary.

The Senate bill just received, whose title is set out in the above message, was read once, and ordered to a second reading on to-morrow.

SPECIAL ORDER.

The hour of 11 o'clock arrived, and the House took up the special order, it being the substitute reported by the committee on education to the bill—

H. B. 422. To make an additional appropriation out of the general school fund to the county of Winston.

The substitute was adopted, and the bill read the third time and passed—yeas 45, nays 29.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Bradford, Brown of Tuskaloosa, Collier, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Head, Hogue, Johnson of Blount, Kent, Kirkland, Long, Martin, Newman, Nettles, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Smith, Vaught, Walker of Marengo, Watts, White, Wimberly, Wright of Butler.

Nays—Messrs. Barnett, Brewer, Brown of Russell, Bruce, Caffee, Calloway, Camp, Grayson, Heacock, Johnson of Autauga, Lane, Lanier, Maddox, Mason, Newsom, Nolen, Owens, Patton, Pound, Slaughter, Taylor, Thomas, Underwood, Waller, Welborn, Wilson of Chambers, Wright of Lee, Wright of Russell.

By leave, Mr. Watts made the following report :

HOUSE OF REPRESENTATIVES,

MONTGOMERY, ALA., Feb. 17, 1881.

Mr. Speaker :

The committee on the judiciary, to which was referred the House resolution, introduced by the honorable gentleman from Dale, requiring the committee to inquire into, and report on the cause of delay in the decision of causes in the Supreme Court, have instructed me to report :

That whilst there has been delay in deciding many cases before the Supreme Court within the last six years, there have been many reasons for such delay, perfectly consistent with the efficiency and the powers of dispatch of business of the distinguished gentlemen who constitute the court.

The first cause of this seeming delay, has arisen out of the laws which required the court to decide several classes of cases as *preference* cases. All State cases were required to be decided at the term in which they were argued and submitted to the court, without reference to the fact that many other cases had been, in regular order, on the docket, argued and submitted. Then, again, all cases from the chancery court where demurrers to bills were either overruled or sustained ; all cases where injunctions had been either granted or overruled ; all motions for writs of extraordinary character, such as writs of *mandamus*, prohibition, or of like character, were, and are, required to be decided at the term at which they are argued and submitted ; all such cases neces-

sarily interfered with the regular order of business before the court, and thus necessarily delayed the consideration of other cases not put in the preferred classes.

On the first of January, 1875, when Judges Brickell, Manning and Judge went on the bench, under the election of November, 1874, there were then on the docket of the court, undisposed of, not less than 650 cases. Many of these cases, as many as 350, had been argued and submitted to the members of the court who occupied the bench from 1868 to November, 1874. As two of the members of the Alabama court were defeated in November, 1874, and a new bench elected, all these cases had to be re-submitted and many of them re-argued at the bar of the court. Many of these cases, as well as others submitted for two or three years after January, 1875, involved new and complicated questions growing out of the incidents and events of the recent war between the States, and their proper solution required great labor and research.

The Hon. Thos. J. Judge died in March, 1876, a little over one year after he went on the bench. For nearly a year before his death, he was in feeble health, and he could not, for this reason, perform the exacting labor the business of the court demanded. The Hon. Geo. W. Stone was appointed on the 6th of March, 1876, to fill the vacancy produced by the death of Judge Judge.

Without undertaking to enter into minute details of the arduous labors of the court since the first of January, 1875, until the death of Judge Manning, in October last, it is quite sufficient to say, that during that time, in a period of not quite six years, more than two thousand cases have been decided in which opinions have been delivered; and perhaps four or five hundred more in which no opinions have been delivered or published.

Twelve volumes of reports of decided cases, made since the first of January, 1875, have been published, and opinions more than enough to make two more volumes have been delivered.

Judge Manning's health during several months of 1879, rendered him unable to discharge his duties, and after his election last year, he had a serious attack of his former disease, rendering it impossible for him to keep up with his business, and when he died there were left undecided in his hands 193 cases.

Before his death, from time to time, to relieve Judge Man-

ning of part of his labors, Judges Brickell and Stone had divided between themselves, one hundred and seventy-five cases, which had been assigned to Judge Manning for decision.

Since Judge Somerville went on the bench, as the successor of Judge Manning, the cases left in Judge Manning's hands have been reduced to about 150, by the joint labors of the three members of the court, besides the decision of cases constituting the current business of the court.

The amount of labor performed within the last six years by the Supreme Court has been extraordinary, and will compare favorably with any Supreme Court of any State in the Union. Notwithstanding all the causes of delay, the number of cases now before the court is comparatively so small as to create a well grounded belief that a few months more will relieve the court of the immense burden under which it has labored.

Your committee can safely report, that there is no necessity for increasing the number of the members of the court, nor for a commission to decide the delayed cases; the whole number of cases now on the docket is three hundred and seventy-eight.

The distinguished gentlemen now composing the Supreme Court of Alabama are remarkable for their powers of endurance and work. The hours of each day now devoted by them to their duties, range from twelve to fifteen. These labors are performed nearly the whole year, without intermission, taking no vacation for themselves.

How well the duties of our Supreme Court have been performed for the last six years is attested by the weight universally accorded to its decisions by the members of the bar, not only of Alabama, but throughout the United States. No higher tribute can be paid to the efficiency and fame of a judge than to say he commands the homage of the members of the legal profession. This tribute has been freely paid to the Supreme Court Bench of Alabama.

All of which is respectfully submitted, and your committee respectfully ask to be discharged from the further consideration of the resolution.

THOS. H. WATTS,
Chairman.

The report was received and ordered to lie on the table.

By leave, Mr. Watts, from the judiciary committee, reported favorably to the bill—

n. b. 641. To fix the times of holding the circuit courts in the several counties composing the eighth judicial circuit.

The bill was read the third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Billingslea, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Cowart, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Martin, Mason, Morrisette, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Brown of Tuskaloosa moved to make consideration of House bills 66, 68 and 69 the special order for to-morrow at 10 A. M. Agreed to.

Mr. Langdon reported favorably, with amendment, to the bill—

s. 278. To amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28, and 33 of an act to adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the "mayor, aldermen, and common council of the city of Mobile," which is recommended in the report of the "commissioners of Mobile," made and laid before the General Assembly of Alabama on the 26th day of November, 1880, as provided in section 16 of an act of the General Assembly of Alabama, entitled "an act to vacate and annul the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation," approved February 11, 1879, approved December 8, 1880;

The amendment was adopted, and the bill read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bowdon, Brewer, Brooks of Covington, Brooks of Macon, Bruce, Caffee, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue,

Johnson of Autauga, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, Newsom, Nettles, Nolen, Nowlin, Ponnd, Price, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler.

By leave, Mr. Welborn, from the committee on accounts and claims, reported favorably to the bill—

H. B. 884. To authorize the Governor to examine and liquidate the claims of Jas. R. Powell, N. L. Jones, S. S. Houston and Daniel R. Forney, commissioners appointed by Governor A. B. Moore to select and locate the overflowed and swamp lands of this State.

On motion of Mr. Price, the further consideration of the bill was postponed, and made the special order for 12 M. on Saturday, 19th inst.

SPECIAL ORDER.

The hour of 12 M. having arrived, the House proceeded to consideration of the report of the committee on privileges and elections.

The question pending being the motion of Mr. Waller to indefinitely postpone the whole subject,

Pending its consideration, the hour of 2 P. M. arrived, when the House took a recess until 3½ P. M.

EVENING SESSION.

February 17, 1881.

The House met pursuant to adjournment.

Mr. Bankhead moved to take from the table the bill—

H. B. 329. To amend section 4466 of the Code.

The motion was lost.

REPORTS FROM STANDING COMMITTEES.

Mr. Bulger, from the committee on military, reported favorably with an amendment, the bill—

H. B. 734. For the relief of maimed soldiers.

Amend by striking out "twelve thousand dollars," and inserting "fifteen thousand dollars."

The amendment was adopted.

The bill was read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Avery, Bankhead, Barnett, Beard, Bowdon, Bulger, Brooks of Covington,

Brown of Tuscaloosa, Brown of Russell, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Foster, Floyd, Harris, Hogue, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Taylor, Tyson, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Bulger, from the majority of same committee, reported favorably to the Senate bill—

s. 197. To amend an act for the more efficient organization of the volunteer militia of Alabama.

Mr. Bulger also submitted the following minority report:

We, a minority of the committee are opposed to the passage of the bill, because, in our opinion, there is no necessity requiring the passage of such a bill commensurate with the depletions that it proposes upon the treasury; that the finances of the State are in a condition that requires the strictest economy to be observed in its legislation. As there seems to be a demand for further legislation upon the subject of the volunteer forces of the State, we respectfully ask leave to attach House bill 604 to this minority report, as a substitute for said Senate bill.

M. J. BULGER,
J. R. RAMSAY,
P. H. NEWMAN,
J. C. KIRKLAND.

On motion of Mr. Foster, the further consideration of the subject was postponed till Saturday, 19th inst., 4. p. m.

By leave, Mr. Watts, from the judiciary committee, reported favorably to the bill—

n. n. 943. To amend an act approved December 2, 1880. to amend section 4169 of the Code.

Which bill was read the third time and passed—yeas 56, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Beck, Billingslea, Bulger, Brooks of Covington, Brown of Russell, Caffee, Camp, Cowart, Cunningham, Cleveland, Dement, Glover, Harris, Langdon, Lary, Maddox, Martin, Mason, Milner, Nelson, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit,

Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Jolmson of Blount, and Newsom.

On motion of Mr. Cunningham, the bill—

H. B. 579. For the relief of Mrs. Mary F. Grissom, of Franklin county was taken from the table, read the second time and referred to the committee on local legislation.

PUBLIC ROADS AND HIGHWAYS.

Mr. Walker of Marengo, from said committee, reported favorably to the bill—

H. B. 308. To amend section 1657 of the Code.

The bill was read the third time and passed—yeas 59, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brooks of Covington, Brown of Russell, Caffee, Calloway, Cunningham, Clark, Cleveland, Dement, Foster, Floyd, Glover, Harris, Heacock, Hogue, Johnson of Blount, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Ramsay, Sanders, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Camp, Robinson of Conecuh.

Also, favorably to the bill—

s. 317. To carry into effect the provisions of section 21, Article 14 of the Constitution of the State of Alabama.

Mr. Waller offered an amendment; which was adopted, and the bill read the third time and passed—yeas 56, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Betts, Billingslea, Bowdon, Bulger, Brooks of Covington, Bruce, Caffee, Calhoun, Calloway, Cowart, Cunningham, Clark, Cleveland, Dement, Foster, Glover, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lary, Maddox, Martin, Mason, Milner, Nelson, Newsom, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Underwood, Waller, Walker of Marengo, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Brown of Russell, Langdon.

Also, favorably, with an amendment, to the bill—

H. B. 397. To exempt certain persons therein named from working the public roads.

Amend, by making the bill apply only to Jefferson county.

Amend the title so as to read: "An act to allow commutation in money in lieu of working on the public roads in Jefferson county."

Mr. Sowell moved to amend, by including Escambia county. Adopted, and the bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Benrd, Billingslea, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cunningham, Clark, Cleveland, Dement, Foster, Glover, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Nelson, Newman, Nettles, Nowlin, Owens, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

By leave, Mr. Robinson of Jackson, from the majority of the committee on local legislation, reported favorably to the bill—

H. B. 514. For the relief of W. C. Donovan and others, sureties on the bond of Z. T. Clements, late tax collector of Washington county.

Messrs. Collier and Hencock submitted the following minority report:

We, the undersigned, a minority of the committee on local legislation, to whom was referred House bill No. 514, for the relief of W. C. Donovan and others, sureties of Z. T. Clements, late tax collector of Washington county, regret that we feel it incumbent upon us to dissent from the majority report of said committee upon said bill, and respectfully submit, as the reasons upon which we predicate our dissent, the following, to-wit:

That the grounds, as stated in the bill, upon which relief is asked, has not, in our opinion, been supported by proper evidence.

The proof shows that Mr. Clements disappeared in Octo-

ber, 1875, but no positive evidence was before the committee even tending, in our opinion, to support the fact alleged in the bill, that said Clements had been murdered, or is even at this time *dead*.

At the time Mr. Clements disappeared he was indebted to the State, as shown by a transcript from the office of the Auditor, in the sum of \$2,608.08, of which \$647.43, subject to a credit on account of any errors and insolvencies for said year, thus showing that said Clements had defaulted to the State more than a year prior to his disappearance, a default that can not be attributed to Mr. Clements' murder, even if it is admitted that said Clements was murdered.

There was no evidence before the committee that at the time of the supposed murder of Mr. Clements, that he had upon his person exceeding two hundred dollars, and if it is admitted that he had the entire amount due the State, or a large part thereof, upon his person at the time, it but adds, in our opinion, strength to the position that the sureties are not entitled to the relief sought, for if Clements had the entire amount upon his person, said moneys were held by said Clements in plain violation of his duty as an officer.

At the time of the disappearance of said Clements, collections had not begun for the tax year 1876, and consequently could not have had upon his person any considerable amount of tax moneys on hand, unless the same had been held by him for a long time, and in direct violation of the plain letter of the law.

For the reasons given, we are forced to the conclusion that the bill for relief is not well-founded, and are unable to assent to the discharge of the sureties from the liabilities they voluntarily assumed to the State, and, therefore, report adversely to the bill, and recommend that it do not pass.

WM. A. COLLIER,

J. W. HEACOCK,

W. H. ROBINSON.

On motion of Mr. Waller, its consideration was set for 11 A. M. to-morrow.

By leave—

Mr. Price, from judiciary committee, reported favorably to the bill—

H. B. 648. To amend an act entitled an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county.

The bill was read the third time and passed—yeas 68, nays 0.

Yeas—Messrs. Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Dement, Foster, Glover, Harris, Hencock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—68.

And ordered to the Senate forthwith, without engrossment.

Mr. Walker of Marengo, from committee on public roads and highways, reported favorably to the bill—

H. B. 738. To amend an act "To provide more effectually for working the public roads," approved January 19, 1877.

Mr. Johnson of Blount moved to amend, by exempting Cullman and Blount counties from the operation of the act. Lost.

The bill was read the third time and passed—yeas 43, nays 15.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beard, Beck, Bowdon, Bradford, Brooks of Covington, Brown of Russell, Calhoun, Calloway, Clark, Cleveland, Dement, Glover, Harris, Lary, Mason, Milner, Nolen, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Smith, Taylor, Tyson, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee—43.

Nays—Messrs. Brooks of Macon, Bruce, Camp, Heacock, Hogue, Johnson of Blount, Kent, Maddox, Newsom, Robinson of Jackson, Skeggs, Slaughter, Thomas, Underwood, Vaught—15.

Also, reported favorably to the bill—

H. B. 839. To amend section 1632 of the Code.

The bill was read the third time and lost—yeas 17, nays 38.

Yeas—Messrs. Speaker, Austill, Armstrong, Bradford, Brooks of Covington, Bruce, Dement, Johnson of Autauga,

Langdon, Pound, Powell, Price, Ramsay, Walker of Marengo, Walker of Montgomery, Welborn, Wright of Lee.

Nays—Messrs. Agnew, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Cleveland, Harris, Heacock, Hogue, Johnson of Blount, Kirkland, Lary, Maddox, Martin, Newsom, Nettles, Nolen, Nowlin, Owens, Robinson of Jackson, Sanders, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Wilson of Chambers, Wimberly, Wright of Butler.

Also, favorably to the bill—

H. B. 879. To amend section two of an act to incorporate the Mobile and Spring Hill Railroad Company, approved February 23, 1860.

The bill was read the third time and passed—yeas 51, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Dement, Foster, Glover, Harris, Heacock, Hogue, Kent, Kirkland, Langdon, Lary, Martin, Mason, Nelson, Newman, Nettles, Nolen, Pickens, Pound, Powell, Price, Robinson of Conecuh, Sowell, Smith, Thomas, Underwood, Walker of Marengo, Watts, Welborn, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

By leave—

Mr. Brown of Tuskaloosa, from the committee on ways and means, reported a substitute for House bills 875 and 643, entitled an act to declare void certain lands sold in this State for the taxes thereon;

And moved that its consideration be set for 10:30 A. M. to-morrow. Agreed to.

Mr. Walker of Marengo, from committee on public roads and highways, reported favorably to the bill—

H. B. 632. To amend section 1686 of the Code.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Cowart, Cunningham, Clark, Dement, Foster, Glover, Heacock, Hogue, Johnson of Blount, Kirkland, Lary, Maddox, Mason, Newman, Newsom, Net-

ties, Nolen, Owens, Pickens, Pound, Price, Ramsay, Sharit, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—53.

Also, favorably to the bill—

H. B. 523. To better secure a proper width of bridges on public roads.

The bill was read the third time, and no quorum having voted on its passage, the roll was ordered to be called, and the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Foster, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell—75.

Mr. Hogue moved to adjourn. Lost.

And the bill (H. B. 523) was read the third time and passed—yeas 58, nays 9.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Beck, Bowdon, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Cowart, Clark, Cleveland, Dement, Foster, Harris, Heacock, Hogue, Johnson of Autauga, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Nelson, Newsom, Nolen, Nowlin, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Brooks of Macon, Camp, Johnson of Blount, Newman, Nettles, Owens, Pickens, Ramsay, Underwood—9.

Mr. Camp moved to re-consider the vote by which the bill—

H. B. 308. To amend section 1657 of the Code;

Was passed to-day.

The House refused to re-consider.

Mr. Walker of Marengo, from the committee on public roads and highways, reported favorably to the bill—

H. B. 794. To authorize courts of county commissioners, and courts of like authority, to apportion road hands from one election precinct to public roads in another election precinct.

The bill was read the third time and passed—yeas 44, nays 17.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Beck, Billingslea, Bradford, Brewer, Brooks of Covington, Brown of Russell, Caffee, Callhoun, Calloway, Cowart, Clark, Cleveland, Dement, Foster, Harris, Hogue, Langdon, Lary, Martin, Mason, Nowlin, Pickens, Pound, Powell, Sanders, Sowell, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead, Barnett, Brooks of Macon, Brown of Tuskaloosa, Bruce, Camp, Heacock, Johnson of Antanga, Johnson of Blount, Kirkland, Maddox, Newman, Newsom, Owens, Pickens, Sheldon.

Also, a substitute for the bill—

H. B. 150. To provide for the codifying and publishing, in pamphlet form, the roads laws of Alabama.

The substitute was adopted, and the bill read the third time and passed—yeas 30, nays 28.

Yeas—Messrs. Austill, Agnew, Armstrong, Bradford, Brooks of Covington, Brown of Tuskaloosa, Calloway, Cowart, Clark, Cleveland, Dement, Glover, Johnson of Antauga, Langdon, Martin, Mason, Nettles, Nowlin, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Smith, Waller, Walker of Marengo, Watts, Welborn, White, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead, Beard, Billingslea, Bruce, Camp, Collier, Cunningham, Clark, Foster, Harris, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Lary, Martin, Nelson, Newman, Newsom, Nolen, Owens, Pickens, Slaughter, Taylor, Thomas, Underwood, Wilson of Chambers.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 17, 1881.

Mr. Speaker:

The Senate has originated and passed the following bills:
 s. 208. To define extortion in transportation by railroads,
 and to declare the penalties for the same.

WM. L. CLAY, Secretary.

The Senate bill just received, whose title is set out in the foregoing message, was read once, and ordered to a second reading.

By leave—

Mr. Langdon, from special joint committee, introduced by instructions from the committee, a bill—

H. B. 962. To organize and regulate a system of public instruction for the State of Alabama;

Which was read once, and ordered to a second reading.

By leave, bills were introduced:

By Mr. Vaught (with petition)—

H. B. 962½. To amend an act, approved March 19, 1873, prohibiting the sale of liquors in Stevenson, Jackson county;

Also, (with statement, &c.,)—

H. B. 963. To authorize the Auditor to draw his warrant on the Treasurer in favor of Wm. M. Grider, late sheriff of Jackson county, for the sum of \$38.25, as fees in certain cases therein named;

By Mr. Avery—

H. B. 964. To amend section 361 of the Code;

By Mr. Nelson—

H. B. 965. To establish a separate school district in Dallas county;

By Mr. Brewer—

H. B. 966. To repeal an act relating to lands sold for the payment of taxes, approved Feb. 13, 1879;

By Mr. Nowlin—

H. B. 967. To amend section 837 of the Code of Alabama, so far as the same relates to the county of Etowah;

Also,

H. B. 968. To punish persons fraudulently obtaining credit;

By Mr. Watts—

H. B. 969. To authorize garnishments for taxes;

Also,

H. B. 970. To amend section 2800 of the Code;

Which bills were severally read once, and ordered to a second reading.

On motion of Mr. Underwood, the House adjourned until to-morrow morning, 9:30 o'clock.

HOUSE OF REPRESENTATIVES.

FRIDAY, February 18, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Calloway.

There were present :

Messrs. •Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Glover, Hammond, Harris, Heacock, Head, Hogue, Kent, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morresette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaughn, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee—80.

Leave of absence was granted to Mr. Barnett, until Monday, to Messrs. Johnson of Antauga and Cooley, indefinitely, on account of sickness, Mr. Harris, for to-day, and to Mr. Thomas, until Thursday.

Journal of yesterday was read and approved.

Mr. Clark gave notice that by request he would move to re-consider the vote by which the House concurred in the amendments of the Senate to the bill—

H. B. 113. To protect the farmers in the purchase of commercial fertilizers.

Mr. Bankhead from the committee on enrolled bills, reported as correctly enrolled, the following bill, and the Speaker in the presence of the House, immediately after the title had been publicly read, signed the bill:

H. B. 192. To allow the qualified voters of Escambia county to locate the county site by ballot.

The bills—

H. B. 962. To organize and regulate a system of public instruction for the State of Alabama;

H. B. 965. To establish a separate school district in Dallas county;

Were severally read the second time, and referred to committee on education.

The bills—

H. B. 952. To prohibit the sale of liquors in Pickens county;

H. B. 959. To prohibit the sale, or giving away of liquors within five miles of Crumley Chapel, Jefferson county;

H. B. 962 $\frac{1}{2}$. To amend an act, approved March 19, 1873, prohibiting the sale of liquors in Stevenson, Jackson county, Alabama;

Were severally read the second time, and referred to committee on temperance.

The bills—

H. B. 953. To incorporate the Fire Company Citizen No. 2, of Union Springs, Alabama;

H. B. 960. To amend section 3 of an act entitled "An act to amend sections two, seven, thirty-eight, thirty-nine, forty, forty-five, forty-six, forty-seven, forty-eight, forty-nine, fifty, fifty-one and fifty four of the charter of the city of Selma," approved February 12, 1879;

Were severally read the second time and referred to the committee on corporations.

The bills—

H. B. 964. To amend section 361 of the Code;

H. B. 966. To repeal an act entitled "An act relating to land sold for payment of taxes," approved February 13, 1879;

Were severally read the second time, and referred to committee on ways and means.

The bill—

H. B. 955. To require officers of steam boats to take receipts for freight delivered by them at public landings;

Was read the second time, and referred to committee on commerce and common carriers.

The bills—

H. B. 957. To repeal certain laws regulating the publication of legal notices in Marshall county;

H. B. 967. To amend section 837 of the Code of Alabama, so far as the same relates to the county of Etowah;

Were severally read the second time, and referred to committee on local legislation.

The bill—

H. B. 958. To require the board of revenue, and courts of like authority in Wilcox county, to keep all persons convicted and sentenced to hard labor for county within limits of said county;

Was read the second time, and referred to committee on penitentiary.

The bill—

H. B. 956. To authorize commissioners court of Marengo county to establish or abolish districts in which stock may be prevented from running at large;

Was read the second time, and referred to committee on agriculture.

The bill—

H. B. 963. To authorize the Auditor to draw his warrant on the Treasurer, in favor of Wm. M. Grider, late sheriff of Jackson county, for the sum of thirty-eight 25-100 dollars, as fees in certain cases therein named;

Was read the second time, and referred to committee on appropriations.

The bill—

H. B. 961. To fix the salaries of the judges of the supreme court of Alabama;

Was read the second time, and referred to committee on fees and salaries.

The bill—

H. B. 954. To change the boundary line between the counties of Macon and Tallapoosa;

Was read the second time, and referred to committee on counties and county boundaries.

The bill—

S. B. 205. For the relief of maimed soldiers;

Was read the second time, and referred to committee on military.

The bill—

S. B. 273. To amend an act entitled "An act to amend section 274 of the Code of Alabama," approved February 12, 1879;

Was read the second time, and referred to committee on privileges and elections.

The bills—

S. B. 381. To facilitate the sale, partition, and proper conveyance of lands belonging to a co-partnership, or to partners as tenants in common, upon the death of any of the partners, leaving the business unsettled;

H. B. 968. To punish persons fraudulently obtaining credit;

H. B. 970. To amend section 2800 of the Code of Alabama of 1876;

H. B. 969. To authorize garnishment for taxes;

S. B. 220. To prevent the dismissal of a bill in equity for multifariousness;

S. B. 244. To establish an inferior court for Cullman county;

S. B. 250. To require the criminal docket of the circuit court of Madison county to be taken up on Monday of the third week of the session thereof, at the fall and spring terms;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

S. B. 208. To define extortion in transportation by railroads, and to declare the penalties for the same;

Was read the second time, and referred to committee on commerce and common carriers.

SPECIAL ORDER 10 A. M.

The House took up the special order for this hour, the substitute of Mr. Brown of Tuscaloosa for the bill—

H. B. 66. To extend the charter of the Alabama Coal and Slackwater Company.

Mr. Bankhead offered an amendment, by way of an additional section. Adopted.

Mr. Brown of Tuscaloosa moved to amend section 4: Strike out "board of directors," and insert "stockholders."

Mr. Bankhead offered an amendment, by way of an additional section. Adopted.

Mr. Foster moved to amend, by additional section. Adopted.

Mr. Waller moved to amend, by inserting after the words "ten miles," "commencing at the head of navigation." Lost.

Mr. Waller moved to lay the substitute on the table. Lost.

The substitute was adopted, and the bill read the third time and passed—yeas 43, nays 26.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Billingslea, Brooks of Covington, Brown of

Tuskaloosa, Brown of Russell, Caffee, Camp, Cunningham, Donoho, Floyd, Grayson, Hammond, Head, Hogue, Johnson of Blount, Kirkland, Lane, Lary, Long, Martin, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Powell, Renfro, Robinson, of Conecuh, Sharit, Shields, Slaughter, Underwood, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Anstill, Avery, Bowdon, Bulger, Bruce, Collier, Cowart, Cleveland, Davidson, Dement, Glover, Laniér, Langdon, Maddox, Mason, Morrisette, Pickens, Price, Sowell, Sheldon, Skeggs, Smith, Tyson, Waller, Walker of Marengo, Walker of Montgomery, White.

Mr. Clark called up his motion to re-consider the vote concurring in the amendment of the Senate to the bill—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers;

And moved to postpone the consideration of the motion until Monday 10 A. M. *Lost*.

Mr. Walker of Montgomery moved to lay the motion on the table. *Carried*.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 18, 1881.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House of Representatives:

H. B. 215 To provide for the binding of the reports of the census enumerators;

H. B. 217 Prohibiting the sale or otherwise disposing of spirituous or intoxicating liquors in Allenton Beat, Wilcox county;

H. B. 192. To allow the qualified voters of Escambia county to locate the county site by ballot.

Very Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 18, 1881.

Mr. Speaker:

The senate has passed the House bill—

H. B. 477. To fix the time of holding the circuit court in Colbert county.

WM. L. CLAY, Secretary.

INTRODUCTION OF BILLS.

By leave, bills were introduced:

By Mr Price (by instructions from the judiciary committee)—

H. B. 971. To further carry into affect an act to further regulate the securing, preservation and sales of the swamp and overflowed lands of the State, approved February 10, 1879;

By Mr Slaughter—

H. B. 972. For the relief of holders and occupants of the east half of section one, township twenty-three, range twenty, east, in the Tallapoosa Land District, under patent issued by the Governor, on the 17th of December, 1853;

By Mr. Kent—

H. B. 973. To amend section 5 of an act in relation to trials for misdemeanors in Tuscaloosa and other counties therein named, approved March 19, 1875;

By Mr Langdon—

H. B. 974. For the relief of the Columbiats Fire Insurance and Banking Company of Mississippi, Clark & Murrell, agents;

By Mr Wilson of Chambers—

H. B. 975. To legalize the marriage between Dannel T. Green and Rebecca Ann Wester of Chambers county, Alabama;

Which bills were severally read once, and ordered to a second reading.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bill; and the Speaker, in the presence of the House, immediately after the title had been publicly read, signed said bill:

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

The House then proceeded to the consideration of the substitute reported by the committee on ways and means, to H. B. 875 and 643.

The title was amended, and the substitute was adopted; and the bill was read the third time and passed—yeas 44, nays 22.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Beard, Bowdon, Bradford, Brooks of Covington, Brown of Tuscaloosa, Beck, Billingslea, Brown of Russell, Caffee, Camp, Clark, Cleveland, Davidson, Donoho, Foster, Glover, Kirkland, Lane, Langdon, Lary, Mason, Milner, Morrisette, Pickens,

Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Smith, Tyson, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Lee, Wright of Russell.

Nays—Messrs. Bulger, Bruce, Collier, Cunningham, Dement, Grayson, Hammond, Heacock, Head, Hogue, Johnson of Blount, Long, Maddox, Martin, Newman, Newsom, Nolen, Sharit, Shields, Slaughter, Taylor, Underwood.

And was ordered to be sent to the Senate without engrossment.

The next special order was taken up, being the substitute reported by the majority of the committee on local legislation, for the bill—

H. B. 514. For the relief of W. C. Donovan, W. H. Boswell, A. Orso, H. M. Posey, J. Woodie Stone, W. C. Stribling, Henry Ware, J. F. Hutcheson, J. E. Reed, sureties on the bond of Z. T. Clements, late tax collector of Washington county.

The question pending, being the motion of Mr. Collier to substitute the minority report for the majority. The motion was lost.

The substitute was adopted.

Pending the consideration of the bill, the hour of 2 P. M. arrived, when the House took a recess until 3½ P. M.

EVENING SESSION.

FEBRUARY 18, 1881.

The House re-assembled at 3½ P. M.

By leave, Mr. Watts, from judiciary committee, reported a substitute for the bill—

H. B. 372. For the protection of purchasers of lands sold by executors and administrators.

The substitute was adopted, and the bill read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Billingslea, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Hogue, Johnson of Blount, Kent, Langdon, Lary, Maddox, Newsom, Nettles, Nolen, Patton, Powell, Price, Renfro, Robinson of Jackson, Sanders, Skeggs, Slaughter, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, White,

Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 863. To authorize the commissioners court of Tallapoosa county to compromise the bonded indebtedness of said county, and to raise money to pay the amount of such compromise.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Billingslea, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Floyd, Glover, Heacock, Hogue, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Nelson, Newman, Newsom, Nolen, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wimberly, Wright of Russell.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 706. To incorporate the Ten Island Manufacturing Company.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Beard, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cooley, Davidson, Donoho, Foster, Gilmore, Heacock, Hogue, Johnson of Blount, Kirkland, Lary, Long, Maddox, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nowlin, Patton, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 774. To authorize the town of Eutaw to borrow money, by the issuance of new bonds, for the compromising and paying of the outstanding bonds of said town, issued in aid of the Selma, Marion and Memphis Railroad Company.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Beard, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Donoho, Kirkland, Lary, Long, Maddox, Martin, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

FEES AND SALARIES.

Mr. Bankhead, from the same committee, reported favorably to the Senate bill—

s. 372. To provide for the payment of the expenses of the joint committee to inquire into the treatment of convicts, &c.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Billingslea, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calhoun, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Glover, Langdon, Lary, Long, Maddox, Nelson, Nettles, Nolen, Nowlin, Patton, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Mr. Brooks of Macon, from same committee, reported favorably to the bill—

n. b. 348. To fix the fees of justices of the peace and constables in the county of Montgomery.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Anstill, Avery, Bankhead, Billingslea, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Caffee, Calhoun, Calloway, Camp, Cowart, Cunningham, Davidson, Donoho, Gilmore, Heacock, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Martin, Newman, Newsom, Nettles, Nolen, Nowlin,

Pickens, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, a substitute to the bill—

H. B. 393. To allow the sheriff of Coffee county the same fees as sheriffs are allowed in the circuit courts, when he performs the duties of constable or marshal;

The substitute entitled an act—

H. B. 393. To allow sheriffs in certain cases their fees.

The substitute was adopted, and the bill was read the third time and passed—yeas 52, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Billingslea, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calhoun, Calloway, Camp, Cowart, Cunningham, Davidson, Donoho, Foster, Glover, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Powell, Price, Renfro, Sanders, Sowell, Skeggs, Slaughter, Taylor, Tyson, Underwood, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Bruce, Long, Sharit.

Also, favorably to the bill—

H. B. 741. To repeal sections 562, 563 and 564 of the Code, so far as the same relates to the county of Dale.

The bill was read the third time and lost—yeas 29, nays 36.

Yeas—Messrs. Anstall, Agnew, Bulger, Brooks of Macon, Calloway, Cooley, Davidson, Foster, Gilmore, Glover, Kent, Langdon, Lary, Maddox, Morrisette, Nettles, Nolen, Pickens, Powell, Price, Renfro, Sanders, Sowell, Waller, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Speaker, Bankhead, Beard, Billingslea, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Clark, Grayson, Heacock, Hogue, Johnson of Blount, Kirkland, Lanier, Long, Nelson, Newman, Newsom, Nowlin, Patton, Price, Renfro, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts.

Mr. Brooks of Macon submitted the following report :

The joint committee, appointed to inquire and report on what day the present session of the General Assembly must terminate by constitutional limitation, and whether or not the business could be completed before that time, have had the same under consideration, and make the following report :

That, under the constitutional provisions, the General Assembly of Alabama may remain in session fifty actual working days, and therefore it must adjourn not later than Tuesday, the first day of March, at 12 o'clock at night of that day. We furtherwore report that it will be impossible for this General Assembly to complete its business before that time. Your committee would recommend that this General Assembly adjourn on Tuesday, the first day of March next, at 10 o'clock p. m.

J. R. SATTERFIELD,

Chairman on part of Senate.

A. L. BROOKS,

Chairman on part of House.

Mr. Brooks of Macon offered the following joint resolution :

Resolved, the Senate concurring, That this Generally Assembly adjourn *sine die* on Tuesday, first day of March, 1881, at 12 o'clock p. m.

The resolution was adopted.

By leave, Mr. Davidson, from the committee on agriculture, reported favorably to the bill—

H. B. 866. To amend the first section of an act to establish the Canebrake Agricultural District, to provide for the securing of the same, and the management of its affairs, approved February 20, 1866.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Billingslea, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Davidson, Dement, Donoho, Foster, Gilmore, Heacock, Hogue, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Mason, Milner, Morrisette, Nelson, Newman, Newsum, Nettles, Nolen, Pickens, Powell, Renfro, Robinson of Conecuh, Sanders, Sowell, Slaughter, Smith, Taylor, Tyson, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby.

Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 610. To amend an act to prevent stock from running at large in that portion of Dallas county embraced between Sandy, Chillatchee, Bogue Chitto creeks, and between the Upper Linden and old Wire Road, approved February 13, 1879.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Billingslea, Bulger, Bradford, Brewer, Brooks of Covington, Brown of Tuskaloosa, Bruce, Caffee, Camp, Cooley, Donoho, Glover, Heacock, Hogue, Johnson of Blount, Lanier, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Renfro, Sanders, Sowell, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wimberly, Wright of Lee, Wright of Russell.

Mr. Brooks of Macon, from the committee on fees and salaries, reported favorably to the bill—

H. B. 524. To provide for the protection of justices of the peace and notaries public and constables in their fees.

Mr. Waller moved to lay the bill on the table. Agreed to.

Mr. Brooks of Macon, from same committee, reported favorably to the bill—

H. B. 509. To regulate the fees of the judge of probate, sheriff and circuit clerk of Cullman county.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Bowdon, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Cooley, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Glover, Heacock, Hogue, Johnson of Blount, Kirkland, Lary, Long, Maddox, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably to the Senate bill—

s. 183. For the better protection of the State in the payment of fees to sheriffs for feeding prisoners.

The bill was read the third time and passed—yeas 57, nays 7.

Yeas—Messrs. Speaker, Austill, Avery, Beard, Billingslea, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cooley, Cowart, Cunningham, Clark, Davidson, Foster, Gilmore, Glover, Grayson, Harris, Hogue, Kent, Lanier, Langdon, Lary, Long, Martin, Mason, Nelson, Nettles, Nowlin, Patton, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Tyson, Vanght, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Brown of Tuscaloosa, Donoho, Hearcock, Johnson of Blount, Maddox, Skeggs, Underwood.

Also, favorably to the bill—

H. B. 369. To provide for the payment of certain fees to constables in criminal cases.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Anstill, Bankhead, Billingslea, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cooley, Cunningham, Clark, Davidson, Donoho, Gilmore, Hearcock, Johnson of Blount, Kent, Kirkland, Lanier, Long, Maddox, Martin, Morrisette, Nelson, Newsom, Nolen, Nowlin, Pickens, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vanght, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 18, 1881.

Mr. Speaker:

The Senate has amended, as shown therein, and passed:

H. B. 115. To amend section 4731 of the Code;

And has originated and passed the bill—

s. 366. To authorize the city of Birmingham to borrow money to erect a market house and city prison, and for sani-

tary purposes, and to issue bonds for the payment of the same;

And ordered the same sent to the House forthwith, without engrossment.

W. L. CLAY, Secretary.

And the Senate bill just received, the title of which is set out in the foregoing message, was read once, and ordered to a second reading.

Mr. Brooks of Macon, from same committee, reported favorably to the bill—

H. B. 396. In relation to the pay and mileage of the members of the General Assembly from Greene and Bullock counties.

The bill was amended, by making the mileage for Wilcox county 110 miles, Cherokee 183, Russell 74, Marion and Lamar 250 miles each, Coffee 102, and Pike 76 miles.

The title was amended, and

The bill was read the third time and passed—yeas 54, nays 3.

Yeas—Messrs. Speaker, Austill, Barnett, Beard, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Calhoun, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Heacock, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, Newman, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Caffec, Hogue, Newsom.

Also favorably to the bill—

H. B. 749. To regulate the compensation of sheriffs for the removal of prisoners.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beard, Billingslea, Bulger, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskalooza, Brown of Russell, Calhoun, Calloway, Camp, Cowart, Cunningham, Davidson, Donoho, Foster, Glover, Grayson, Hogue, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Nelson, Newman, Newsom, Nettles,

Nolen, Nowlin, Patton, Powell, Sowell, Sharit, Slaughter, Smith, Taylor, Tyson, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Russell.

Mr. Tyson moved to adjourn until to-morrow morning at 9½ o'clock. Lost.

Yeas 16, nays 43.

Yeas—Messrs. Agnew, Avery, Barnett, Brewer, Brooks of Covington, Cooley, Davidson, Gilmore, Lary, Martin, Nowlin, Price, Underwood, Walker of Montgomery, White, Wright of Russell.

Nays—Messrs. Speaker, Bankhead, Beard, Bowdon, Bulger, Bradford, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Donoho, Glover, Grayson, Hogue, Kirkland, Long, Maddox, dox, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nolen, Patton, Powell, Renfro, Sanders, Slaughter, Smith, Taylor, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Mr. Waller, from same committee, reported favorably to the bill—

H. B. 961. To fix the salaries of the judges of the Supreme Court.

Its consideration was made the special order for 10½ A. M. Monday next.

Mr. Brooks of Macon, from same committee, reported favorably to the bill—

H. B. 673. To fix the pay of the sheriff of Coffee county.

The bill was read third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beard, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Donoho, Grayson, Heacock, Hogue, Kirkland, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Patton, Powell, Price, Renfro, Robinson of Jackson, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 519. To require persons convicted in any of the courts of Butler county, where a fine is imposed, to pay such fine in money, and to require registration of county claims against the fine and forfeiture fund.

The bill was read the third time and passed—yeas 56, nays 0.

● Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Beard, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Cowart, Donoho, Gilmore, Grayson, Heacock, Hogue, Johnson of Blount, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Russell.

Leave of absence was granted to Mr. Long until Tuesday next.

On motion of Mr. Morrisette, the House adjourned until to-morrow morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

SATURDAY, February 19, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Speaker, Agnew, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Hogue, Lane, Lanier, Lary, Martin, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell—71.

Leave of absence was granted to Mr. Sowell for to-day, to Mr. Pound for to-day, and to Mr. Maddox for two days.

On motion of Mr. Bankhead, the reading of the journal was dispensed with.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills,

reported the following bill as correctly enrolled, and the Speaker, in the presence of the House, immediately after the title had been publicly read, signed said bill—

H. B. 477. To fix the time of holding the circuit court in Colbert county.

SENATE CHAMBER, Feb. 19, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, which originated in the Senate, and your signature to the same is requested :

S. 51. To amend section 4109 of the Code, and to provide for its enforcement ;

S. 317. To carry into effect the provisions of section 21, article 14, of the Constitution of the State of Alabama ;

S. 372. To provide for the payment of the expenses of the joint committee of the two houses, appointed to inquire into the treatment of convicts employed in the mines, and on convict farms, and in other places in this State.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bill—

S. B. 366. To authorize the corporate authorities of the city of Birmingham to borrow money to erect a market house and city prison, and for sanitary purposes, and to issue bonds for the payment of the same ;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 974. For the relief of the Columbus Fire Insurance and Banking Company of Mississippi, Clark & Murrell, agents ;

Was read the second time, and referred to committee on ways and means.

The bill—

H. B. 972. For the relief of the holders and occupants of the east half of section 1, township 23, range 20, east, in the Tallapoosa land district, under patent issued by the Governor, on the 17th of December, 1853 ;

Was read the second time, and referred to committee on accounts and claims.

The bills—

H. B. 971. To further carry into effect an act entitled an act to further regulate the securing, preservation and sales of the swamp and overflowed lands in this State, approved February 10, 1879;

H. B. 975. To legalize the marriage between Daniel T. Green and Rebecca Ann Wester of Chambers county, Alabama;

Were severally read the second time, and referred to the committee on judiciary.

The bill—

H. B. 973. To amend section five of an act in relation to trials for misdemeanors in Tuskaloosa and other counties therein named, approved March 19, 1875;

Was read the second time, and referred to a special committee composed of the members from Jefferson.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 19, 1881.

Mr. Speaker :

The Senate has originated and passed, and ordered forthwith to the House, without engrossment:

s. 294. To repeal sections 1415 and 1417 of the Code;

s. 378. To establish the North Warrior Agricultural District, to provide for securing the same, and for the management of its affairs;

s. 409. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a base, in the county of Tuskaloosa;

s. 425. To amend section 9 of an act to regulate the hauling, storing and sale of cotton in Mobile, and to protect such cotton from depredation;

s. 384. To amend an act entitled an act for the protection of lands and plantations from depredations by stock in Bullock county;

And has refused to concur in joint resolution ordering 1,500 additional copies of the report of the geological survey of the State, and 1,000 copies of Professor Thomey's report to be printed;

And has concurred in the House amendments to the Senate bill—

s. 278. To amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28 and 33 of an act to adopt and carry into effect the plan

for the adjustment and settlement of the existing indebtedness of the late corporation known as the mayor, aldermen, and common council of Mobile, made and laid before the General Assembly of Alabama, on the 26th*day of November, 1880, as provided in section 16 of an act of the General Assembly, entitled an act to vacate and annul the charter, and dissolve the corporation of the city of Mobile, and to provide for the application of the assets of said corporation, approved February 11, 1879, approved December 8, 1880;

s. 317. To carry into effect the provisions of section 1, article 14, of the Constitution of the State of Alabama;

And has concurred in House joint resolution on adjournment.

WM. L. CLAY, Secretary.

The Senate bills just received, the titles of which are set out in the foregoing message, were severally read once, and ordered to a second reading.

The House proceeded to consider the amendment of the Senate to the bill—

H. B. 115. To amend section 4731 of the Code;

And, on motion of Mr. Foster, its further consideration was postponed, and made the special order for Monday next at 12 M.

Mr. Robinson of Jackson, from the select committee, reported favorably to the—

Memorial and joint resolution of the General Assembly of Alabama to the Congress of the United States in regard to the public lands in certain counties in this State.

The memorial and joint resolution were adopted.

The House then proceeded with the unfinished business of yesterday, it being the bill—

H. B. 514. For the relief of W. C. Donovan and others, sureties on the bond of Z. T. Clements, late tax collector of Washington county.

The bill was read the third time and lost—yeas 22, nays 24.

Yeas—Messrs. Armstrong, Beard, Billingslea, Bulger, Bradford, Brooks of Covington, Calhoun, Cleveland, Glover, Langdon, Mason, Nettles, Owens, Renfro, Sanders, Sharit, Skeggs, Smith, Walker of Marengo, Walker of Montgomery, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Brewer, Brown of Russell, Bruce, Caffee, Camp, Collier, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Hammond, Heacock, Head, Hogue, Johnson

of Blount, Kent, Kirkland, Lanier, Lary, Martin, Newsom, Nolen, Patton, Robinson of Jackson, Shields, Slaughter, Taylor, Tyson, Underwood, Vaught, Welborn, Wilson of Chambers, Wilson of Shelby.

Mr. Wilson moved that the Senate be requested to return house bill 393. Agreed to;

And gave notice of a motion to re-consider the vote, by which the bill passed.

By leave, Mr. Lary, from the committee on the penitentiary, reported a substitute for the House bill 947—

H. B. 947. To amend section 4466 of the Code.

Mr. Foster moved to amend by striking out the words: "*Provided*, That in no case where there is a conviction for a felony, shall the person so convicted be hired to hard labor for the county."

Mr. Bradford called for the previous question.

It was ordered, and the amendment adopted.

The question recurring on the adoption of the substitute as amended, the substitute was lost;

And the bill was laid on the table.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 887. To amend section 2 of an act to regulate the election of municipal officers in the city of Montgomery, approved March 1, 1875.

The bill was read the third time and passed—yeas 54, nays 1.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bowdon, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calhoun, Cowart, Cunningham, Cleveland, Dement, Donoho, Glover, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Mr. Underwood voted nay.

By leave, Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 868. To require persons engaged in the business of trading on the rivers of this State, on steam boats, to take out a license.

The bill was read the third time and passed—yeas 68, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Barnett, Beard, Bowdon, Brooks of Covington, Brooks of Macon, Brown of Russell, Caffee, Calhoun, Camp, Cowart, Cunningham, Clark, Cleveland, Donoho, Foster, Gilmore, Glover, Hammond, Heacock, Kent, Kirkland, Lane, Lanier, Lary, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Price, Renfro, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Mr. Johnson of Blount voted nay.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 960. To amend section 3 of an act to amend sections 2, 7, 38, 39, 40, 45, 46, 47, 48, 49, 51 and 54 of the charter of the city of Selma, approved February 12, 1879.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bowdon, Brewer, Brooks of Covington, Brown of Russell, Caffee, Calhoun, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Glover, Hammond, Heacock, Hogue, Johnson of Blount, Mason, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Powell, Price, Renfro, Sanders, Sowell, Sharit, Shields, Slaughter, Smith, Underwood, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 19, 1881.

Mr. Speaker:

The Senate at the request of the House returns the bill—

H. B. 393. In relation to the fees of sheriffs in certain cases.

W. L. CLAY, Secretary.

JUDICIARY.

By leave, Mr. Watts, from said committee, reported favorably to the Senate bill:

s. 20. To more effectually secure competent and well qualified jurors, &c;

And moved that its consideration be postponed and made the special order for 10 A. M., Monday, and for that hour from day to day, until disposed of. Agreed to.

By leave, Mr. Robinson of Jackson, from committee on local legislation, reported a substitute for the bill—

H. B. 668. To allow the treasurer of Baldwin county fees for receiving and disbursing county revenue.

The substitute was adopted, and the bill read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bulger, Bradford, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Collier, Cowart, Cunningham, Cleveland, Donoho, Floyd, Gilmore, Glover, Hammond, Heacock, Head, Hogue, Lanier, Lary, Martin, Mason, Newman, Newsom, Nolen, Nowlin, Owens, Powell, Price, Ramsay, Renfro, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Mr. Cowart, from committee on education, reported favorably to the bill—

H. B. 962. To organize and regulate a system of public instruction.

And moved that its consideration be set for Tuesday at 1 P. M. Agreed to.

By leave, Mr. Brewer, from the majority of the committee on ways and means, reported adversely to the bill—

H. B. 686. To enlarge the powers of the Auditor of State and board of equalization on railroad property in this State, so as to impose upon the Auditor and board of equalization the power and duty of completing the assessment and equalization of the property of railroad companies taxable in this State, for State and county purposes, in the years 1869, 1871, 1873, 1874, under the revenue laws then of force, and under which the several railroad companies in this State escaped the payment of county taxes upon certain portions of their taxable property, and to provide methods whereby the escaped taxes due to counties in this State upon such property may now be enforced.

Mr. Brown of Russell submitted a minority report, as follows:

Mr. Speaker:

We, members of the committee on ways and means, and

who have had under consideration the House bill: "To enlarge the powers and duties of the Auditor of State and board of equalization upon railroad property so as to provide for the re-assessment of railroad property and the collection of escaped taxes due to the State, or any county therein, during the years 1869, 1871, 1873, 1874," beg leave to express our *dissent from* the report made by the majority of the committee *thereon voting*, and express our non-concurrence in the views of those members of the committee so making the adverse report.

And we hereby beg leave to present a minority report upon the matters and things involved in said bill; and we hereby insist and urge upon the Legislative Assembly, that it would, in our opinion, be right, proper, and in the line of precedents in this and other States of this Union, to enact the *remedial law* sought by said bill, so as to enable the officers of this State, charged therewith, to make a complete record of the assessment and equalization of railroad property in this State which has escaped the payment of taxes either to the State, or any county thereof, by reason of the failure *and neglect* at the time of such State officers to make and keep a record of their action, and to *deposit* the same with the Auditor of State, whereby the Auditor of State could proceed to notify or certify to the county assessor the length and value of such railroad in their counties, and the proportionate value of the taxable property in their counties, &c.

2. We are of the opinion that the constitutional provisions in regard to the taxation of persons and corporations, and the interpretations given to said clauses of the constitution impart a mandate upon the General Assembly to carry out its provisions equally and justly upon the property of such corporations, or aggregation of individuals, to the same extent as upon the property of individuals, and that all enabling and curative acts necessary for the consummation of this end, should be adopted by this House, for the reason—

3. That the State and the counties in the matter of assessing and equalizing taxation upon the property of such corporations, acts by and through the officers of the State; that neglects, no misfeasances, or malfeasances, or accidents occurring to prevent the performance of this public duty, by these *public servants*, can, in anywise, forfeit to the State or any of its political subdivisions, the right to enforce the obliga-

tions of the citizens or corporations to the State and counties; and proper enabling remedial acts should be adopted to heal and cure the irregularities or accidental omissions.

4. The majority of the committee would especially call the attention of this House to sections 423-392, by which it will be made apparent that laws exist in this State whereby the property of individual citizens, which have escaped the assessor of taxes, or the collector of taxes, is made to respond to such *escaped* taxes for any number of years; but said sections of the Code, by judicial interpretation, do not apply to railroads. The purpose and object of the bill is to enact laws whereby such railroad corporations shall be placed upon the same footing, or *plane of equality* with the citizen upon the important question of equality of burden; wherefore, we ask the concurrence of this House in this, our minority report.

EDWARD N. BROWN,
J. M. RENFRO,
J. N. GILMORE,
MIMS WALKER,
J. G. DEMENT.

And, on motion of Mr. Robinson of Jackson, the consideration of the report was set for 10½ o'clock Monday morning.

By leave, Mr. Powell, from committee on temperance, reported favorably to the bill—

H. B. 950. To prohibit the manufacture, or sale or other disposition of vinous, spirituous, malt or other intoxicating liquors within the limits of the county of Limestone.

Mr. Cleveland moved to amend, by including Clarke county. Adopted.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Beard, Bowdon, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Calhoun, Cunningham, Cleveland, Donoho, Floyd, Glover, Grayson, Hammond, Heacock, Head, Hogue, Kent, Kirkland, Lane, Lanier, Lary, Martin, Mason, Morrisette, Nelson, Newman, Newson, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Renfro, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

The House then proceeded to consider the amendment of the Senate to the bill—

H. B. 196. To authorize the probate judge of Etowah county to order an election, in certain cases, to determine whether spirituous, vinous liquors be sold, given away, &c., in said county, or any beat.

Mr. Nowlin moved to amend the substitute of the Senate. The amendments offered were adopted.

Mr. Shields moved to amend the substitute by including Cherokee county.

Mr. Bruce moved to include DeKalb county.

Mr. Bulger moved to include Tallapoosa county.

The amendments were severally adopted, and the title of the Senate substitute was amended, and the House concurred in the substitute as amended—yeas 61, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bulger, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Camp, Cowart, Cunningham, Cleveland, Davidson, Donoho, Floyd, Gilmore, Grayson, Hammoud, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Martin, Mason, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Reufro, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

On motion of Mr. Wilson of Shelby the vote passing the bill—

H. B. 393. To allow sheriffs fees in certain cases;

Was re-considered.

Mr. Wilson offered an amendment, which was adopted;

And the bill was read the third time and passed—yeas 53, nays 3.

Yeas—Messrs. Speaker, Austill, Armstrong, Barnett, Beard, Bowdon, Bradford, Brooks of Covington, Bruce, Caffee, Calhoun, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Grayson, Hogue, Johnson of Blount, Kent, Kirkland, Laue, Lanier, Lary, Martin, Mason, Morrisette, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Collier, Newsom and Underwood.

By leave, Mr. Davidson, from the committee on agriculture, reported favorably to the bill—

H. B. 724. To encourage the manufacture of cotton by the Clement attachment, or any other attachment to gins, to manufacture cotton.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Barnett, Beard, Bowdon, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Cowart, Davidson, Donoho, Gilmore, Glover, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Lane, Lanier, Mason, Milner, Morrisette, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Price, Ramsay, Renfro, Sanders, Sheldon, Shields, Slaughter, Smith, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Mr. White offered a resolution, which, under the rules, goes over until Monday.

The special order for 12 M., viz: S. 54, 55, 56 and 57, was made the special order for Wednesday next, at 10 A. M., and from day to day, until disposed of.

The bill, H. B. 736, was, on motion of Mr. Sheldon, taken from the committee on local legislation, and referred to the committee on ways and means.

The bill—

H. B. 46. To establish a northern chancery division, was taken up.

Mr. Hammond moved to amend, by including Cherokee. Adopted.

With a view of testing the sense of the House upon the bill, Mr. Skeggs moved to indefinitely postpone its further consideration. Lost—yeas 20, nays 48.

Yeas—Messrs. Beard, Brown of Tuskaloosa, Brown of Russell, Caffee, Cunningham, Dement, Kent, Kirkland, Martin, Newman, Newsom, Nolen, Ramsay, Sharit, Shields, Skeggs, Smith, Tyson, Underwood, Vaught.

Nays—Messrs. Speaker, Anstill, Armstrong, Bankhead, Barnett, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Calhoun, Camp, Collier, Cowart, Clark, Cleveland, Davidson, Donoho, Foster, Gilmore,

Grayson, Hammond, Head, Johnson of Blount, Lane, Lanier, Lary, Morrisette, Nettles, Nowlin, Owens, Patton, Powell, Price, Renfro, Sanders, Sheldon, Slaughter, Taylor, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

The bill was postponed until next Monday, 10:30 A. M., and for that hour, from day to day, until disposed of.

FEES AND SALARIES.

Mr. Bankhead, from said committee, reported favorably to the bill—

H. B. 136. To amend section 5033 of the Code, so far as Marion county is concerned.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Bankhead, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Cunningham, Cleveland, Davidson, Dement, Foster, Floyd, Heacock, Hogue, Johnson of Blount, Kent, Morrisette, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Renfro, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably, to the bill—

H. B. 507. To reduce the *per diem* of the court of county commissioners of Cullman county.

The bill was read the third time and passed—yeas 51, nays 2.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Barnett, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Gilmore, Grayson, Heacock, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, Newman, Newsom, Nettles, Patton, Pickens, Powell, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Collier, Waller.

THE SPECIAL ORDER.

The House then proceeded to consider the bill—

H. B. 884. To authorize the Governor to examine and liquidate the claim of James R. Powell and others, commissioners appointed by his Excellency Andrew B. Moore, late Governor, &c., to select and locate the overflowed and swamp lands.

The bill was read the third time and passed—yeas 26, nays 25.

Yeas—Messrs. Austill, Barnett, Bradford, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Calhoun, Cowart, Donoho, Hammond, Lane, Lary, Mason, Morrisette, Nelson, Nettles, Powell, Price, Renfro, Slaughter, Smith, Watts, Welborn, White, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Armstrong, Bankhead, Beard, Billingslea, Bowdon, Bruce, Camp, Collier, Cunningham, Dement, Foster, Gilmore, Head, Johnson of Blount, Kirkland, Martin, Newman, Newsom, Nowlin, Skeggs, Tyson, Underwood, Vaught, Waller.

FEES AND SALARIES.

Mr. Bankhead, from the committee on fees and salaries, reported a substitute for the bill—

H. B. 336. To repeal section 4461 of the Code.

The substitute entitled an act—

To prescribe the manner in which claims against the fine and forfeiture fund of Macon county shall be paid.

The substitute was adopted, and the bill read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Bowdon, Bradford, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Hammond, Heacock, Head, Hogue, Lane, Lary, Martin, Mason, Newman, Newsom, Nolen, Nowlin, Owens, Pickens, Powell, Renfro, Sanders, Sheldon, Sharit, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, favorably to the bill—

H. B. 137. To amend section 5034 of the Code, so far as Marion county is concerned.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beard, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Heacock, Head, Hogue, Kirkland, Lane, Lary, Martin, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Ramsay, Sanders, Sheldon, Slaughter, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Russell.

Also, from a majority of the committee, reported favorably to the Senate bill—

s. 193. To amend an act to amend subdivision K., section 5032 of the Code, approved February 12, 1879.

On motion of Mr. Waller, the bill was laid on the table.

Mr. Bankhead, from same committee, reported favorably to the bill—

H. B. 783. To amend section 5034 of the Code.

Mr. White moved to amend as follows:

Provided, That constables in the county of Barbour shall receive the fees now allowed by law to sheriffs for the same character of services.

Adopted, and the bill was read the third time and passed—yeas 48, nays 6.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beck, Bowdon, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calhoun, Camp, Cowart, Davidson, Donoho, Floyd, Gilmore, Grayson, Head, Hogue, Johnson of Blount, Kent, Lary, Mason, Newsom, Nettles, Nolen, Owens, Patton, Powell, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Underwood, Waller, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Barnett, Dement, Foster, Nelson, Newman, Sharit.

Also, favorably to the bill—

H. B. 860. To allow sheriffs of the State compensation for necessary fuel to heat jails.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown

of Tuskaloosa, Brown of Russell, Caffee, Calhoun, Camp, Cowart, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Heacock, Head, Johnson of Bloimt, Kirkland, Lane, Lary, Martin, Mason, Nelson, Newsom, Nolen, Owens, Patton, Pickens, Powell, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, favorably to the bill—

H. B. 678. To increase the fees of bailiffs.

On motion of Mr. Welborn, the bill was laid on the table.

Mr. Bowdon moved to suspend the resolution in relation to two sessions, and that when the House adjourns it adjourns to meet at 9½ o'clock Monday morning. Lost—yeas 19, nays 47.

Yeas—Messrs. Armstrong, Bowdon, Brooks of Covington, Gilmore, Heacock, Head, Martin, Nelson, Newsom, Owens, Pickens, Sheldon, Skeggs, Tyson, Underwood, Walker of Marengo, White, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Clark, Davidson, Dement, Donoho, Foster, Glover, Grayson, Harris, Johnson of Autauga, Kirkland, Lary, Mason, Newman, Nettles, Nolen, Nowlin, Patton, Powell, Price, Renfro, Sanders, Sharit, Slaughter, Smith, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee.

JUDICIARY COMMITTEE.

Mr. Watts, from the said committee, reported favorably, with amendment, to the bill—

s. 381. To facilitate the sale, partition and proper conveyance of lands belonging to a partnership, or to partners as tenants in common, upon the death of any of the partners, leaving the business unsettled.

The amendment was adopted, and the bill was read the third time and passed—yeas 56, nays 5.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Heacock, Head, Kirkland, Lary, Martin, Mason, Newman, Nowlin, Owens,

Pickens, Powell, Price, Renfro, Sanders, Sheldon, Skeggs, Slaughter, Smith, Tyson, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Armstrong, Johnson of Blount, Nelson, Newsom, Nolen.

BILLS INTRODUCED.

By leave, bills were introduced :

By Mr. Skeggs—

H. B. 976. To provide for the manner of polling votes at elections held in this State ;

By Mr. Nelson (with notice and affidavit)—

H. B. 977. For the relief of George R. Mason ;

By Mr. Walker of Montgomery (by request)—

H. B. 978. To incorporate the Houston Memorial Tabernacle Association ;

Which bills were read once, and ordered to a second reading to-morrow.

Nolen presented petition of citizens of Coosa county, for the prohibition of sale of liquors in said county ;

Which was referred to the committee on temperance.

Mr. Bowdon (by request) presented petition of citizens of Geneva county for the passage of the bill in relation to foreign insurance companies depositing bonds ;

Which was referred to the judiciary committee.

The hour of 2 P. M. having arrived, the House took a recess until 3½ P. M.

EVENING SESSION.

FEBRUARY 19, 1881.

The House re-assembled at 3½ P. M.

On the call of the roll there were present :

Messrs. Speaker, Austill, Barnett, Beard, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Glover, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, Mason, Morrisette, Nelson, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sharit, Slaughter, Smith, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Shelby, Wimberly, Wright of Lee—55.

JUDICIARY.

Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 3. To amend sections 4443 of the Code.

The substitute was adopted, and the bill was read the third time and passed—yeas 50, nays 3.

Yeas—Messrs. Speaker, Austill, Avery, Beard, Bulger, Bradford, Brown of Tuscaloosa, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Gilmore, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, Mason, Morrisette, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Renfro, Sanders, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker, of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Brown of Russell, Bruce and Skeggs.

Mr. Bruce asked, and obtained, leave to have his objections to the bill set forth on the journal, which are as follows:

I am in favor of the law to suppress Sabbath breaking, but owing to the exceptions in the proviso of running of railroad cars, steam boats, &c., I vote no.

Mr. Watts, from same committee, reported a substitute for the bill—

H. B. 123. To amend section 4205 of the Code.

The substitute was adopted, and the bill was read the third time and passed, and ordered forthwith to the Senate, without engrossment—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Bulger, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Lane, Lary, Martin, Mason, Nelson, Newsom, Nettles, Owens, Pickens, Powell, Price, Renfro, Sanders, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, favorably, with amendment to the bill—

H. B. 714. To authorize the court of county commissioners of Chambers county to adjust, compromise and settle the outstanding indebtedness of said county arising from bonds issued in payment of capital stock of railroad companies.

The amendment was adopted, and the bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bankhead, Beard, Bulger, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Cowart, Cunningham, Davidson, Dement, Dohoho, Foster, Floyd, Glover, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, Mason, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Powell, Price, Renfro, Robinson of Jackson, Sanders, Skeggs, Slaughter, Smith, Underwood, Tyson, Vaught, Walker of Montgomery, Watts, White, Wilson of Chambers, Wimberly, Wright of Lee.

Also, favorably to the bill—

n. b. 141. To make further provision for the duties of coroners, and the costs of coroner's inquests.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker Anstill, Armstrong, Avery, Beard, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Cowart, Cunningham, Clark, Cleveland, Davidson, Foster, Gilmore, Glover, Hammond, Heacock, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, favorably to the bill—

n. b. 431. To amend section 871 of the Code.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Barnett, Beard, Beck, Bulger, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Glover, Hammond, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Mason, Morrisette, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wright of Lee.

Also, favorably to the bill—

n. b. 182. To repeal an act to amend section 1633 of the

Code, so far as it applies to the counties of Blount, Cherokee, and Cullman;

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Barnett, Beard, Bulger, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Martin, Mason, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Ramsay, Renfro, Robinson of Jackson, Sanders, Sheldon, Slaughter, Smith, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers.

Also, favorably with amendment to the bill—

H. B. 687. To amend subdivision two, of section 2252 of the Code of Alabama.

The amendment was adopted, and the bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Barnett, Beard, Beck, Bulger, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Martin, Mason, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Renfro, Robinson of Jackson, Sanders, Sheldon, Sharit, Slaughter, Smith, Underwood, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wright of Lee.

Mr. Brooks of Macon, from committee on fees and salaries, reported favorably to the Senate bill—

s. 158. To make the fees of the officers of court of Sumter county, in certain criminal cases, receivable in payment of debts due said county for fines and forfeitures.

The bill was made the special order for Wednesday, 23d inst., 4 p. m.

JUDICIARY.

Mr. Watts, from said committee, reported a substitute to the bill—

n. B. 285. To create a lien in favor of owners and proprietors of storehouses, warehouses, hotels, saloons, shops, offices, or other business houses and rooms, and dwelling-houses, for the rent of same, and to provide for the enforcement thereof.

The substitute was adopted, and the bill read the third time and passed—yeas 40, nays 16.

Yeas—Messrs. Speaker, Agnew, Avery, Barnett, Bulger, Bradford, Brewer, Brown of Russell, Bruce, Caffee, Calloway, Cowart, Davidson, Donoho, Foster, Gilmore, Hammond, Heacock, Kirkland, Lane, Lary, Mason, Nelson, Newsom, Nettles, Nolen, Nowlin, Pickens, Price, Sanders, Slaughter, Tyson, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly.

Nays—Messrs. Armstrong, Camp, Cunningham, Glover, Grayson, Head, Johnson of Blount, Kent, Martin, Patton, Sheldon, Sharit, Skeggs, Underwood, Vaught, Wright of Lee.—16.

Also, favorably to the bill—

H. B. 810. To require justices of the peace to give to defendants in all suits where garnishments have been, or may be issued, three days personal notice before taking judgment on such garnishments.

The bill was read the third time and passed—yeas 49, nays 6.

Yeas—Messrs. Anstill, Armstrong, Avery, Barnett, Beard, Bulger, Bradford, Brooks of Macon, Brown of Russell, Calloway, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Glover, Grayson, Hammond, Head, Johnson of Blount, Kirkland, Lane, Lary, Martin, Nettles, Nowlin, Owens, Pickens, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Bruce, Camp, Gilmore, Mason, Newsom, Nolen.

Also, favorably to the bill—

H. B. 50. To provide for the election of a county treasurer for Mobile county.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Agnew, Avery, Barnett, Beard, Beck, Bulger, Bradford, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cunningham, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Mason, Nelson, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Skeggs, Smith, Tyson, Underwood, Waller, Walker of

Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly.

Also, from a majority of said committee, reported adversely to the bill—

H. B. 251. To regulate the business of insurance in the State of Alabama.

Mr. Nelson submitted the minority report as follows:

To the House of Representatives of the General Assembly of Alabama:

The undersigned, a minority of the judiciary committee, to which committee was referred the House bill number 251, entitled "a bill to be entitled an act to regulate the business of insurance in the State of Alabama," beg leave to report a substitute for the original bill, and also, to make the following report: The insurance laws of Alabama in force from 1860 to December 31, 1868, required each company incorporated under a foreign government to deposit in the State treasury \$100,000.00. (See Revised Code, page 303, § 1181.)

If now in force, that would require a deposit of \$1,900,000 from the nineteen companies of that class now doing business here. That provision was repealed by the act of December 31, 1868, which required a deposit of \$10,000 in State bonds from each insurance company, home and foreign. (See acts of 1868, page 590.) The act of 1868 was, by the provisions of the act of March, 1875 (incorporated in the Code of 1876, pages 441-2-3-4), repealed, and since that time no company has deposited here. Under the provisions of § 1440 of the Code, some of the companies now here should be compelled to deposit, as their States require deposits of Alabama companies.

In the existing condition of the law, it is in the power of an insurance company, not incorporated under the laws of Alabama, and doing business in this State, against which a judgment has been rendered by any court of this State, to compel the judgment creditor to abate the amount of the judgment under the penalty of incurring the expense and delay of having to sue upon the judgment in the courts of the State of the company's residence. This is, indeed, a strange condition of affairs. It places the citizens of this State at the mercy of these companies. It was made to appear to the committee, by satisfactory evidence, that recently this power had thus been exercised by one of these life insurance companies against a judgment obtained in

the United States circuit court for the middle district of Alabama, at Montgomery, and afterwards affirmed in the Supreme Court of the United States, and that it had been threatened by others. One of our number has been informed by a member of this House that he knows of several unsatisfied judgments against fire insurance companies, who did business in this State since the war, when no deposit law was in force. In addition to this, we hear that hundreds of persons in this State now hold policies of life insurance companies which have failed, and these policies are worthless. One of the undersigned knows of one widow lady in his county who holds as many as three policies in foreign life companies, every one of which is now worthless. It is unsafe to leave any such power with these companies; and however rarely they may have exercised it in the past, it must be evident to all who are familiar with the history of such corporations, that they will do so in the future when ever they may regard such course as being to their interest. Immediately after this report was prepared, the press dispatches bring the intelligence of the bankruptcy of the life company above referred to, as having failed to pay the said judgment against it. A few petitions, resolutions and letters were read before the committee protesting against the passage of this bill, and these have all been duly considered by the undersigned. It appears that these petitions and resolutions have emanated chiefly from Mobile and Montgomery, and, comparatively speaking, a few corporations and persons whose interests and sympathies are intimately *interwoven* with these insurance companies. It further appears that the home companies of this State, who are taking part against the passage of this bill, are, in every instance, where that matter was brought to the attention of the committee, the *agents* themselves of these companies, organized under the laws of other States, and therefore subject to their influence. It would have been very remarkable if the general provisions of this bill had not been contested by insurance companies and their friends, but their opposition will not prevent us from doing what we believe to be our duty to the people of the State. The objecting banks are also from the same localities, and evidently under the influence of interests interwoven with these insurance companies, incorporated under the laws of other States, but doing business by agents at the few localities above named, and having the sympathy which one corporation usually has

for another corporation in any contest with the people. Such petitions and resolutions, with all due respect to their authors, are easily understood, and mean but little. They indicate the promptings of these insurance companies, incorporated under the laws of other States, who are doing business in Alabama by their agents; and they further indicate the sympathy of a few friends of these insurance companies, and of their agents, in the localities named. A measure of general importance and benefit to all the people of this State, like that contemplated by this bill, ought not, in the opinion of the undersigned, to be affected by a few petitions and resolutions emanating from a few localities, and gotten up under such circumstances. Such opposition is natural and easily accounted for. Letters were also read by agents of a few of these insurance companies before the committee, threatening to withdraw from doing business in this State, in case this bill should become a law. To such threats, if carried out, the undersigned attach but little importance, and as made before the committee, none whatever. The disposition of moneyed corporations, which are themselves but creatures of the law, to get above the law, and to dominate the proceedings of legislative bodies, whether State or Federal, and to acquire immunities not given to the citizen by the law of the land, is a part of the legislative history of the country, and seems to be continually on the increase, and has been repeatedly evidenced by all the arts and appliances of coaxing and persuasion, and, when they did not succeed, by blustering.

It is more than likely that some of the endorsements found on some of these petitions and resolutions have had their origin in the fear that the passage of such a bill as this would cause these insurance companies to withdraw from business in this State; but the undersigned believe that these fears are predicated more upon the blustering threats of these companies than upon a careful knowledge and consideration of what has occurred in similar cases before. The effect of similar laws in Georgia and other States, and of the deposit law of 1868 in Alabama, satisfy the undersigned that the passage of such a bill as this will drive out but few, if any, of the strong and reputable companies, or that if any such should leave this State, their places would be promptly filled by others equally as good.

On this point the committee had before it a letter from the Comptroller General of Georgia, which is hereto at-

tached, marked "Exhibit A," which speaks for itself. There are now, as shown by the Auditor's report, thirty-seven fire insurance companies, organized under the laws of other states, doing business by their agents in Alabama; and from the same report it appears that there is no life insurance company, incorporated under the laws of other States doing business in Alabama, while Georgia, requiring a deposit of \$25,000 in bonds from every such company for the security of its policy holders, has, as appears from the report of the Comptroller General of Georgia, forty-four such fire insurance companies and thirteen life insurance companies, in the aggregate 54 per cent. more than Alabama. Another fact of marked importance is that of the thirty-seven fire companies above named, which are doing business by their agents in Alabama, twenty-seven are depositing under the Georgia law and doing business in that State. Again, twenty-two of such fire companies were engaged in business in Alabama when the deposit law of 1868 went into operation, and of that number twenty-one deposited at once under that law, and the other did so in all the subsequent deposit years. Of the thirty-seven fire companies now doing business by their agents in Alabama, sixteen deposited in this State in two or more of the years preceding 1875, and six more were here in 1875. There is some doubt as to whether 1875 was a deposit year, as the repealing act went into effect March 8, 1875, and the deposits were required to be made by the 15th of January; but during one or more of the unquestioned deposit years of 1869, 1870, 1871, 1872, 1873 and 1874 there were seventeen non-State companies depositing in Alabama, not now in this State, and in 1875 eight others.

There were, therefore, in Alabama, in these unquestioned deposit years, thirty-three foreign insurance companies, and in the doubtful year of 1875, fourteen more.

There was no lack of facilities for insurance in those years, nor were the *rates* of insurance higher than now. An objection made to this bill is, that if its passage should have the effect of driving away any of these companies from Alabama, it would, to that extent, diminish the *revenues of the State*.

It appears, from the Auditor's report, that these companies paid the State last year a revenue from licenses of \$4,300, and \$835.24 from tax on premiums, or a total of \$5,135.24. What they paid to counties, cities and towns in which they

did business during the same period, it is difficult to arrive at, but for this the undersigned believe that \$13,000 would be a fair estimate.

Such revenues are of value, of course, and if driven away would be detrimental to the interest of certain cities and towns particularly, but we have no idea that any sufficient number of companies would withdraw to make such a decrease, and even if they did, the question would be, is it not to the interest of the State that all of its citizens should be protected?

The argument is made that the citizen can protect himself as easily in matters of insurance as in the purchase of his clothes or his provisions. This we deny. If it was true, why are there hundreds of men in many of the cities and counties of the State who still have the policies of life insurance companies in their possession, which policies are worth nothing whatever? It is because of the many tempting inducements held out to them by shrewd agents, and by reason of the many false representations made as to the solvency of these companies.

Printed statements of the amount of assets and the amount of capital stock paid in, whether made to the private citizen, or to the State official, are not easily verified.

In striking contrast to the amount of revenue received by *this* State, we find that for the fiscal year ending October 1, 1880, the State of Georgia received into its State treasury alone \$13,387.43.

A further objection to the original bill was, that it would enhance the value of Alabama bonds, and that a few speculators in these bonds may thereby be benefitted. A large amount of these bonds are owned by our own citizens; they amount to, perhaps, nearly two millions of dollars.

It would seem to be a strange objection coming from these insurance companies and their agents, that this class of securities, largely owned by citizens of Alabama, should not be enhanced in value because a few speculators would also thereby be benefitted.

But the real question is, would the people of the State be benefitted? The question is not whether a few speculators in Alabama securities would at the same time be benefitted.

The Federal government requires a deposit of U. S. bonds to a large extent as security for the privilege it gives certain corporations, and it is equally true that many State governments usually in such cases require a deposit of their own

bonds, and the effect in each instance is to enhance the value of these bonds.

Mississippi requires a deposit of \$25,000 United States bonds; South Carolina requires \$50,000 from life, and \$20,000 from fire insurance companies of State bonds; Virginia requires five per cent. of capital stock, and not less than \$10,000 nor more than \$50,000 in State securities; Tennessee requires \$20,000 in U. S. bonds; Ohio requires \$100,000 deposit from companies organized by foreign governments, and Texas requires the same.

But, to meet the objection that the original bill is in the interest of speculators, we have embodied in the substitute a provision that insurance companies may, at their option, deposit U. S. bonds. This gets rid of this objection entirely.

The course of insurance companies has been such that State Legislatures, for the protection of the citizen have been compelled to meet them, first, by requiring of them security for their policy holders, and when, as in some of the States, their business continued to swell to that point that the State Comptroller or Auditor, with all of his other duties, was unable to longer give it due attention, then to establish an "Insurance Department," as an adjunct of the State government, with large inquisitorial and supervisory powers, for their control. Such has been the history of insurance in every State where they have done business on a large scale.

For these reasons, and others which we might give, were we not afraid that we might thereby make this report too lengthy, we feel constrained to dissent from the adverse report of the committee.

We have taken the trouble to collect together the above facts, and we have tried to state nothing except what we believe are facts, and to report the same to this House, because we have been requested by members of the House, with whom we have discussed this matter, to make a minority report, and embody in it our views upon this important question. We have no other interest in it than that which is common to the people of the State, and whatever their representatives may see fit to do with the subject, we will be content to know that we have brought the matter to their attention.

W. R. NELSON,
HENRY WILSON,
T. C. CLARK,
W. H. ROBINSON.

Exhibit "A."]

STATE OF GEORGIA,
COMPTROLLER GENERAL'S OFFICE,
Atlanta, Ga. Nov. 27, 1880.

Dear Sir:

I am in receipt of your favor of the 26th, asking my opinion in regard to the operations and effects in certain cases of Georgia's deposit law.

In answer to your first question, "whether the effect of that law has been to drive out of the State any reputable insurance companies," I have this to say: Several companies withdrew from the State immediately after the passage of the act referred to, and, in my opinion, this of itself was sufficient evidence of their weakness. By their withdrawal, in my judgment, the people of our State were benefitted because their places were taken by *strong* companies. My reply to your second question, "whether it has had the effect of diminishing the revenue to the State in the way of licenses, taxes, &c., from such companies," is, that while I believe the law has decreased temporarily in a measure the revenue to the State, I am satisfied that the policy holder has been afforded ample security and that ultimately the State's revenue will be increased, from the fact that our people will avail themselves of the advantages of *first class* insurance, when they would be disinclined to do so without the security afforded by the twenty-five thousand dollar deposit. I believe that the passage of the act was to give this much needed security to our people who might wish to insure their property, rather than with the view of increasing the State's revenue.

To your third question, I can say that the effect of the law has not been to increase the cost to the policy holder, as would have been naturally supposed; on the contrary, it is a fact that the rates of insurance in our State are very much lower now than they were before the act was passed.

To your fourth and last, I am forced to the opinion that upon the whole the law has worked well, and that it has been of great benefit to our people and State and that in a very short while we will have more companies doing business in the State than there were before the passage of the act, and companies too, about the solvency of which, there can be no doubt.

I have received three new companies into the State since my last report, and am satisfied others will come.

Yours, very truly,

W. A. WRIGHT,
Comp. General, State of Georgia.

Mr. Nelson moved to substitute the minority for the majority report.

The further consideration of the matter was postponed, and made the special order for Tuesday next, immediately after the journal is read.

Mr. Watts, from same committee, reported a substitute for the bill—

H. B. 98. To provide for the costs of jury trials in civil cases.

Mr. White moved that the further consideration of the report be postponed, and made the special order for Tuesday next at 12 m. Agreed to.

Mr. Watts, from same committee, reported favorably, with amendment, to the bill—

H. B. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers, and others.

The amendment was adopted, and the bill read the third time and passed—yeas 49, nays 6.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Floyd, Gilmore, Heacock, Kirkland, Lane, Lary, Mason, Nettles, Nolen, Nowlin, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Foster, Grayson, Head, Martin, Owens, Underwood.

Also, favorably, with amendment, to the bill—

H. B. 744. To amend section 4215 of the Code.

The amendment was adopted, and the bill was read the third time and passed—yeas 53, nays 1.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Barnett, Beck, Bulger, Bradford, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Heacock, Kirkland, Lane, Lary, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Slaughter,

Smith, Tyson, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Mr. Underwood voted nay.

Also, favorably to the bill—

n. B. 144. To amend section 769 of the Code.

The bill was read the third time and passed—yeas 34, nays 23.

Yeas—Messrs. Anstill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bulger, Bradford, Bruce, Caffee, Calloway, Dement, Gilmore, Heacock, Johnson of Blount, Martin, Newsom, Nettles, Nolen, Owens, Patton, Pickens, Price, Renfro, Sheldon, Sharit, Skeggs, Slaughter, Smith, Underwood, Vaught, Wilson of Chambers, Wimberly.

Nays—Messrs. Brewer, Brown of Tuskaloosa, Brown of Russell, Camp, Cunningham, Clark, Davidson, Donoho, Foster, Floyd, Grayson, Head, Kirkland, Lary, Mason, Nelson, Nowlin, Robinson of Jackson, Saunders, Tyson, Waller, Watts, Wilson of Shelby, Wright of Lee.

Also, reported a substitute for the bill—

n. B. 701. To amend section 4644, of the Code.

The substitute entitled "An act to fix the limitation of time within which prosecutions for bastardy must be commenced.

Mr. Owens moved to amend, by striking out "five" and inserting "two" years.

The amendment was adopted.

Mr. Clark moved to lay the substitute on the table. Lost.

The substitute was adopted.

And the bill was read the third time and passed—yeas 51, nays 3.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Barnett, Beck, Bulger, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Cowart, Cunningham, Dement, Donoho, Foster, Gilmore, Grayson, Heacock, Head, Johnson of Blount, Kirkland, Lane, Lary, Martin, Mason, Morrisette, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Price, Renfro, Robinson of Jackson, Sheldon, Skeggs, Slaughter, Smith, Tyson, Underwood, Waller, Walker of Marengo, Watts, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Bruce, Camp, Wilson of Chambers.

On motion of Mr. Bradford, the House adjourned until Monday morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, February 21, 1881.

House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce.

There were present:

Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Calloway, Collier, Cowart, Cunningham, Clark, Cleveland, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newson, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.—75.

On motion of Mr. Lary, the reading of the Journal of Saturday was dispensed with.

Leave of absence was granted to Mr. Welborn for to-day.

SIGNING OF BILLS.

SENATE CHAMBER, February 21, 1881.

Mr. Speaker:

The President of the Senate has signed the following bills, and your signature is requested to the same:

s. 183. For the better protection of the State in the payment of fees of sheriffs for feeding prisoners;

s. 419. Joint resolution of sympathy for Ireland.

W. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bill and joint resolution.

BILLS ON SECOND READING.

The bill—

H. B. 976. To provide for the manner of polling votes at elections held in this State;

Was read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 977. For the relief of George R. Mason ;

Was read the second time, and referred to the committee on accounts and claims.

The bill—

H. B. 978. To incorporate the Houston Memorial Tabernacle Association ;

Was read the second time, and referred to the committee on corporations.

The Senate bill—

s. 425. To amend section 9 of an act to regulate the handling, storing and sale of cotton in Mobile, and to protect such cotton from depredation, approved February 13, 1879;

Was read the second time, and referred to a special committee, composed of the representatives from Mobile.

The bill—

s. 384. To amend an act, approved December 8, 1880, for the protection of lands and plantations from depredations by stock, in Bullock county ;

Was read the second time, and referred to a special committee, composed of the representatives from Bullock.

The bill—

s. 378. To establish the North Warrior Agricultural District, to provide for securing the same, and for the management of its affairs ;

Was read the second time, and referred to the committee on agriculture.

The bills—

s. 294. To repeal sections 1415 and 1417 of the Code ;

Was read the second time, and referred to the judiciary committee ;

s. 409. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a base, in the county of Tuskaloosa ;

Was read the second time, and referred to the committee on temperance.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 21, 1881.

Mr. Speaker :

The Senate has originated and passed the following bills :

s. 299. To prevent and punish rebates in railroad transportation in this State ;

s. 330. To amend an act to authorize the city council of Greenville to levy and collect certain license taxes therein named, for the use and benefit of the city of Greenville.

The Senate has originated and passed, and ordered forthwith to the House, the following bill:

s. 316. To prohibit the owner of any horse, mule, cow, hog, or sheep, or goat, from allowing any such animals to go at large off the premises of such owner in Antauga county, in certain portions enumerated and defined herein, and prescribe a rule of damage and rules of practice in the trials of cases arising under this act.

And has passed the following House bills:

H. B. 502. To authorize appeals to the Supreme Court of the State of Alabama, from the award or decision of a referee or arbitrator in chancery causes;

H. B. 684. To authorize the court of county commissioners of Greene county to issue bonds for the purpose of compromising the old bonds of said county, issued in aid of Selma, Marion and Memphis railroad company;

H. B. 411. To amend an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Antauga, Chilton, Clay and Jefferson, approved February 13, 1879, so far as said act applies to the county of Marengo;

And has amended, as therein shown, and passed the following House bills—

H. B. 458. To fix the time of holding the circuit courts in the sixth judicial circuit;

H. B. 37. To require trustees and assignees to give bond in cases created by will or deed;

H. B. 59. For the preservation of game and birds in Perry and Russell counties;

And the Senate has concurred in House amendments, except as to Tallapoosa county, to the Senate substitute to House bill—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases to determine whether spirituous, vinous, or malt liquors shall be sold, given away, or otherwise disposed of in said county, or any beat therein.

W. L. CLAY, Secretary.

The Senate bills just received, the titles of which are set

out in the foregoing message, were severally read once, and ordered to a second reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 21, 1881.

Mr. Speaker:

The Senate has concurred in the House joint memorial and resolution:

To the Congress of the United States in regard to public lands in certain counties in this State.

WM. J. CLAY, Secretary.

By leave, bills were introduced:

By Mr. Beck—

H. B. 979. To amend section five of an act to establish a court of revenue for the county of Wilcox, approved February 3, 1877;

Also,

H. B. 980. To require the board of revenue of Wilcox county to pay interest on certain claims;

By Mr. Morrisette—

H. B. 981. For the relief of persons holding a license to retail liquor, during the year 1881, in this State, in any and all cases, where the right to retail under such license is interfered with by any local law heretofore passed;

By Mr. Armstrong—

H. B. 982. To provide compensation to owners of property stolen in the State;

Also,

H. B. 983. To prevent the sale of vinous, spirituous and malt liquors at and near Fitzpatrick's Station, in Bullock county;

By Mr. Price—

H. B. 984. To authorize the owner of dogs to take out a license and pay a license tax on same, and to declare the stealing of such licensed dog a misdemeanor;

By Mr. White—

H. B. 985. To regulate the fund arising from convict labor in Barbour county;

By Mr. Clark—

H. B. 986. To amend section 12 of an act to incorporate the town of Eutaw, in Greene county, approved December 26, 1868, so as to authorize the mayor and aldermen to pass an ordinance requiring transient auctioneers to take out license;

By Mr. Foster—

H. B. 987. To re-arrange the southern, eastern and western chancery divisions, as to the counties of Choctaw, Clarke, Monroe and Montgomery, and to prescribe the times for holding the chancery courts for said counties ;

By Mr. Walker of Marengo—

H. B. 988. To fix the passenger rates on railroads in this State ;

By Mr. Price—

H. B. 989. To provide for the appointment of three commissioners of revenue for the State, and to prescribe their duties ;

Which bills were severally read once, and ordered to a second reading.

By leave, Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 799. To require persons engaged in the business of an auctioneer, or who keeps an auction room, to take out a license.

The bill was read the third time and passed—yeas 49, nays 3.

Yeas—Messrs. Speaker, Anstill, Avery, Barnett, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brnce, Calloway, Camp, Cowart, Clark, Cleveland, Davidson, Donoho, Gilmore, Glover, Grayson, Heacock, Hogue, Johnson of Blount, Kirkland, Lanier, Lary, Morrisette, Nelson, Newsom, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Robinson of Jackson, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Vaughn, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Russell.

Nays—Messrs. Cunningham, Martin and Ramsay.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 841. To amend an act to incorporate the town of Columbia, Henry county.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Gilmore, Hammond, Harris, Hogue, Kent, Kirkland, Lanier, Lary, Martin, Mason,

Morrisette, Nelson, Newsom, Nolen, Nowlin, Pound, Powell, Robinson of Conecuh, Robinson of Jackson, Smith, Taylor, Thomas, Vaught, Waller, Watts, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

By leave. Mr. Nelson, from the committee on corporations reported favorably, with amendment, to the bill—

H. B. 598. To incorporate the Alabama Baptist Normal and Theological School.

The amendment was adopted, and the bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Avery, Barnett, Beard, Bowdon, Bradford, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Floyd, Gilmore, Grayson, Heacock, Head, Hogue, Kent, Kirkland, Lane, Lauier, Lary, Martin, Mason, Morrisette, Nelson, Newman, Newsom, Nolen, Nowlin, Pickens, Pound, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

SPECIAL ORDERS.

The House took up the bill—

H. B. 46. To establish a northern chancery division.

On motion of Mr. Hammond, the vote by which the amendment including Calhoun was adopted, was reconsidered;

And the amendment was withdrawn.

Mr. Nowlin moved to postpone till to-morrow at 11 A. M. Lost.

Mr. Grayson offered a substitute for the bill.

Mr. Foster moved to re-commit the bill to a special committee of five, with instructions to report at any time.

Agreed to.

Mr. White called up his resolution to change the rules.

Mr. Nelson, moved to strike out Monday and insert Thursday. Lost.

And the resolution was adopted.

The House next proceeded to the consideration of the bill—

S. 20. To more effectually secure competent and well qualified jurors in the several counties in this State.

Mr. Bankhead offered an amendment which was adopted.

Mr. Sheldon moved to amend, by striking out those provisions of the bill relating to the number of talesmen, and the number of peremptory challenges, and inserting in lieu thereof the provisions of the present existing law on those subjects.

The amendment was lost.

Mr. Clark moved to amend, by adding :

Provided, That justices of the peace, constables and township trustees shall not be exempt from service as jurors. Adopted.

Mr. Nettles moved to re-consider the vote by which the amendment was adopted. Lost.

Amendments were offered to exempt the counties of Perry, Randolph, Colbert, Franklin, Morgan, Lawrence, Talladega, Cherokee, Choctaw, Coosa, Shelby, Lowndes, Limestone, Lauderdale, Jackson, Clay, Cleburne, Tuskalooza, Pickens, Madison, Bullock, Clarke, Winston, Henry and Jefferson from the operations of the act.

Mr. Brown of Tuskalooza moved to lay the bill on the table.

Lost—yeas 40, nays 40.

Yeas—Messrs. Agnew, Avery, Barnett, Billingslea, Bowdon, Brewer, Brown of Tuskalooza, Bruce, Collier, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Floyd, Glover, Heacock, Hend, Hogue, Johnson of Blount, Kent, Kirkland, Lanier, Martin, Morrisette, Newman, Newsom, Nolen, Patton, Pickens, Robinson of Jackson, Sharit, Shields, Skeggs, Tyson, Thomas, Underwood, Vaughn, Wilson of Shelby.

Nays—Messrs. Speaker, Austill, Armstrong, Bankhead, Bulger, Bradford, Brooks of Covington, Brown of Russell, Calloway, Cowart, Foster, Gilmore, Grayson, Hammond, Harris, Lary, Mason, McCullough, Nelson, Nettles, Nowlin, Owens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sheldon, Slaughter, Smith, Taylor, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Mr. White moved to lay the amendment exempting certain counties on the table. Lost.

Yeas 31, nays 48.

Yeas—Messrs. Speaker, Armstrong, Avery, Barnett, Billingslea, Bowdon, Brooks of Macon, Brown of Russell, Calloway, Clark, Foster, Gilmore, Hammond, Harris, Johnson of Blount, Mason, McCullough, Nelson, Nettles, Nowlin,

Price, Ramsay, Sanders, Slaughter, Thomas, Waller, Watts, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead, Beard, Billingslea, Bowdon, Bradford, Brown of Tuskaloosa, Bruce, Collier, Cowart, Cunningham, Cleveland, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Heacock, Head, Hogue, Kent, Kirkland, Lane, Lanier, Lary, Martin, Newman, Newsom, Nolen, Owens, Patton, Pickens, Pound, Powell, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Tyson, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Wilson of Shelby.

On motion of Mr. Nelson the bill was laid on the table.

The House then proceeded to consider the bill—

H. B. 686. To enlarge the powers of the Auditor of State and board of equalization on railroad property in this State, so as to impose upon the Auditor and board of equalization the power and duty of completing the assessment and equalization of the property of railroad companies taxable in this State, for State and county purposes, in the years 1769, 1871, 1873, 1874, under the revenue laws then of force, and under which the several railroad companies in this State escaped the payment of county taxes upon certain portions of their taxable property, and to provide methods whereby the escaped taxes due to the counties in this State upon such property may now be enforced.

Mr. Robinson of Jackson moved to substitute the minority for the majority report.

Pending its consideration, the hour of 2 p. m. arrived, when the House took a recess until 3½ a. m.

EVENING SESSION.

FEBRUARY 21, 1881.

The House met pursuant to adjournment.

By leave, Mr. Kent, from special committee, reported favorably to the bill—

H. B. 973. To amend section 5 of an act in relation to trials for misdemeanors in Tuskaloosa, and other counties therein named, approved March 19, 1875.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Camp, Collier, Cowart,

Dement, Foster, Gilmore, Glover, Hammond, Harris, Head, Kent, Kirkland, Lane, Lary, Mason, Morrisette, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sheldon, Sharit, Shields, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

By leave, Mr. Powell, from the committee on temperance, reported favorably to the bill—

s. 254. To prohibit the sale, or other disposition of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Monroe and Escambia, on and after January 1, 1882.

Mr. Beard moved to amend, by including Pickens county in the body and title. Adopted.

And the bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bulger, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Collier, Cowart, Dement, Donoho, Gilmore, Glover, Harris, Head, Johnson of Blount, Kent, Kirkland, Lane, Lary, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sheldon, Sharit, Skeggs, Smith, Thomas, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

On motion of Mr. Patton the consideration of the amendment of the Senate to the bill—

H. B. 115. To amend section 4731 of the Code ;

Was made the special order for to-morrow, 11 A. M.

By leave, Mr. Nelson, from the committee on corporation, reported favorably to the bill—

H. B. 908. To incorporate the town of Chulafinnee, in the county of Cleburne.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beard, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Collier, Cowart, Cunningham, Clark, Donoho, Foster, Floyd, Gilmore, Grayson, Harris, Heacock, Hogue, Johnson of Blount, Kirkland, Lane, Lary, Martin, Mason, Morrisette,

McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Also, reported a substitute for the bill—

H. B. 553. To regulate the taking of bonds of guardians.

The substitute was adopted, and the bill read the third time and passed—yeas 52, nays 2.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beard, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Cowart, Cunningham, Clark, Foster, Gilmore, Glover, Grayson, Harris, Heacock, Hogue, Kirkland, Lane, Lary, Martin, Mason, Morrisette, McCullough, Nelson, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Robinson of Jackson, Sheldon, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Brown of Tuskaloosa and Donoho.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 905. To amend an act approved February 10, 1852, to incorporate the Northern Bank of Alabama.

The bill was read the third time and passed—yeas 53, nays 1.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Barnett, Beard, Bowdon, Bulger, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Cowart, Cunningham, Cleveland, Davidson, Dement, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Head, Hogue, Kirkland, Lary, Martin, Mason, McCullough, Nelson, Nettles, Nolen, Nowlin, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Wilson of Chambers, Wimberly.

Mr. Pickens voted nay.

Mr. Watts, from the judiciary committee, reported favorably, with amendment, to the Senate bill—

S. 150. To protect the occupants of land, with a growing crop, when sold by order of the chancery court.

The amendment was adopted, and the bill read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Bar-

nett, Beard, Beck, Bowdon, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Calloway, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Lary, Martin, McCullough, Nelson, Nowlin, Patton, Pickens, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sheldon, Sharit, Slaughter, Taylor, Underwood, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Lee.

Also, reported a substitute for the bill—

H. B. 569. For the relief of the minor heirs of U. W. Mullins, deceased, of Pickens county.

The substitute entitled an act to authorize the judge of probate of Pickens county to make an order allowing the guardian of the children of U. W. Mullins, deceased, to invest funds of his wards in lands in Noxubee county, Mississippi, as directed by the will of their father, and for the management of the same.

The substitute was adopted, and the bill read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Beard, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cowart, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wimberly.

By leave, Mr. Powell, from the committee on temperance, reported a substitute for the following House bills: 506, 522, 620, 797, 899, 682, 873, 577.

The substitute entitled—

H. B. 506. An act to prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters or beverages, within three miles of the following places, to-wit: Oak Level academy, in Cleburne county, and the Baptist church, in the town of Pine Level, Montgomery county; Pine Grove church, in Fayette county; Sardis church, in Greene county; Oak Ridge and Pine Grove churches, in Pickens county; Tuckersburg, in

Chambers county; Smithville Missionary Baptist church, located at Toadvine, in Jefferson county; Little Oak, Pike county; Lebanon Methodist church, in Fayette county; Ruhama church in Tuskaloosa county; Pine Springs church and Bethel church, Lamar county; Trussville, and Crumley's chapel, Jefferson county.

The substitute was adopted, and the bill read the third time and passed—yeas 50, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Calloway, Cowart, Dement, Donoho, Foster, Floyd, Hammond, Heacock, Kent, Head, Kirkland, Lanier, Lary, Mason, Morrisette, Nelson, Nettles, Owens, Patton, Pickens, Pound, Powell, Ramsay, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Montgomery, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Nolen, Sharit, Wright of Russell.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

n. b. 536. To fix the times when the civil and criminal business in the circuit court of Butler county fixed.

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calloway, Cunningham, Clark, Cleveland, Davidson, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Lane, Lary, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, White, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

n. b. 591. To amend section 3350 of the Code.

The bill was read the third time and passed—yeas 67, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of

Tuskaloosa, Brown of Russell, Bruce, Calloway, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Lary, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Mr. Watts, from the judiciary committee, reported favorably to the Senate bill—

s. 173. To reduce the salary of the judge of the city court of Selma.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Beard, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Bruce, Calloway, Camp, Collier, Cowart, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Kent, Kirkland, Lanier, Lary, Mason, Nelson, Newsom, Nolen, Owens, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sheldon, Sharit, Shields, Smith, Tyson, Thomas, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

n. B. 445. To prohibit solicitors from receiving compensation in criminal cases except upon conviction.

The bill was read the third time and passed—yeas 50, nays 3.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Barnett, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calloway, Collier, Cowart, Clark, Dement, Donoho, Foster, Gilmore, Hammond, Heacock, Kirkland, Lane, Lary, Mason, Morrisette, McCullough, Nelson, Newsom, Owens, Patton, Pound, Powell, Price, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Davidson, Johnson of Blount, Lanier.

Mr. Johnson of Blount, moved that the consideration of

the reports of the committee on privileges and elections to the bills—

To amend sections 274 and 286 of the Code ;

(The question pending being the motion of Mr. Lane, to substitute the minority report of Messrs. Long and Shields, and afterwards signed by Mr. Barnett of Pike,) he made the special order for 10 A. M. to-morrow, and for that hour each day until disposed of. Agreed to.

Mr. Watts, from the committee on judiciary, reported favorably to the bill—

H. B. 853. To amend section one of an act to authorize fire and marine insurance of this State to reduce their capital stock, approved January 29, 1879.

The bill was read the third time and passed—yeas 47, nays 6.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Beard, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Bruce, Calloway, Camp, Collier, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Hogue, Kirkland, Morrisette, McCullough, Nelson, Nowlin, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Tyson, Thomas, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Barnett, Brown of Russell, Lanier, Newsom, Underwood, Wright of Russell.

Also, favorably to the bill—

H. B. 709. To repeal an act to increase the criminal jurisdiction of justices of the peace, and notaries public with like powers, in the counties of Landerdale, Wilcox and Lawrence, approved January 25, 1879, in so far as the same applies to the county of Wilcox.

The bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Agnew, Avery Bankhead, Barnett, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cowart, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Skeggs, Slaugh-

ter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 657. To provide a fund for the payment of witnesses, for the State, in circuit and county courts of Tuskaloosa, and prescribe their compensation.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Watts, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Also, favorably, with amendment, to the bill—

H. B. 655. To amend sections 3289 and 3291 of the Code.

The amendment was adopted, and the bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Beard, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Blount, Kirkland, Lary, Martin, Mason, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Shields, Slaughter, Smith, Thomas, Underwood, Waller, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

By leave, Mr. Brooks of Macon reported a substitute for the bill—

H. B. 225. To compensate probate judges for making and entering decrees on final settlements of executors', administrators' and guardians' accounts.

The substitute entitled an act in relation to the fees of probate judges in cases not now provided by law.

The substitute was adopted, and the bill read the third time and passed—yeas 52, nays 4.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Bulger, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Calloway, Camp, Cowart, Cunningham, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Kent, Kirkland, Lary, Mason, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Price, Robinson of Jackson, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Bruce, Johnson of Blount, Martin, Thomas.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

H. B. 274. To amend section 16 of the Code of Alabama.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Barnett, Bulger, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Cowart, Cunningham, Cleveland, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Heacock, Head, Hogue, Johnson of Blount, Kent, Kirkland, Lary, Mason, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sheldon, Sharit, Slaughter, Smith, Taylor, Underwood, Waller, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Lee.

Also, favorably to the bill—

n. B. 588. To provide for payment of costs of conviction of penitentiary convicts.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Agnew, Bankhead, Barnett, Beard, Bowdon, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Davidson, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kent, Mason, Milner, Morrisette, McCullough, Nelson, Nettles, Owens, Pound, Powell, Ramsay, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Watts, Wilson of Cham-

bers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 21, 1881.

Mr. Speaker:

The Senate has originated and passed the following bill, and ordered the same to the House forthwith, without engrossment:

s. 123. For the relief of Martin and Clark of Calhoun county.

WM. L. CLAY, Secretary.

The Senate bill just received, the title to the same being set forth in the above message, was read once and ordered to a second reading on to-morrow.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

H. B. 970. To amend section 2800 of the Code of 1876.

The bill was read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Beard, Billingslea, Bulger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Lary, Mason, Morrisette, Nelson, Newsom, Nettles, Nowlin, Pound, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

By leave, Mr. Robinson of Jackson, from the committee on local legislation, reported favorably to the bill—

H. B. 579. For the relief of Mrs. Mary F. Grissom of Franklin county.

The bill was read the third time and passed—yeas 53, nays 1.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Calloway, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Donoho, Foster, Gilmore, Grayson, Hammond,

Harris, Lane, Morrisette, McCullough, Nelson, Newsom, Nettles, Owens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, White, Wilson of Chambers, Wimberly, Wright of Lee.

Mr. Johnson of Blount, voted nay.

Also, favorably, with amendment, to the bill—

H. B. 201. To repeal sections one and two of an act entitled "An act to regulate the jurisdiction and fees of justices of the peace in the city of Mobile, approved February 14, 1860.

The amendment was adopted and the bill read the third time and passed—yeas 52, nays 0.

Yeas—Messrs Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Billingslea, Bowdon, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Calloway, Cowart, Cleveland, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Blount, Kirkland, Lary, Martin, Mason, Morrisette, Nelson, Nettles, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Underwood, Waller, Walker of Marengo, Watts, Wilson of Chambers.

By leave, Mr. Brewer, from committee on ways and means, reported a substitute for the bill—

H. B. 689. To exchange certain State bonds or certificate of stock.

The substitute was adopted, and the bill read the third time and passed—yeas 44, nays 20.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Beard, Bradford, Brewer, Brooks of Covington, Brown of Russell, Camp, Davidson, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Kirkland, Lary, Mason, Morrisette, McCullough, Nettles, Nolen, Nowlin, Pickens, Pound, Price, Ramsay, Robinson of Jackson, Sheldon, Sharit, Slaughter, Tyson, Vaught, Watts, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Avery, Barnett, Billingslea, Bowdon, Brooks of Macon, Cowart, Dement, Foster, Floyd, Grayson, Johnson of Blount, Martin, Newsom, Patton, Powell, Skeggs, Smith, Underwood, Waller, Walker of Montgomery.

Also, from same committee, reported favorably to the bill—

H. B. 466. For the judge of probate of Montgomery county to collect a county license from retailers of liquors.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Agnew, Armstrong, Avery, Bankhead, Barnett, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Calloway, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Donoho, Foster, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Lary, Martin, Mason, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Pound, Powell, Price, Robinson of Conecuh, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wimberly.

By leave, Mr. Robinson of Jackson, offered the following resolution:

Resolved, That the business before the General Assembly is of such volume and importance as to require three sessions each day; therefore, it is,

Resolved, That a night session of this House be held on Wednesday and Friday, commencing at 7½ p. m.

On motion of Mr. Watts the resolution was laid on the table.

The House adjourned until to-morrow morning at 9:30 o'clock.

HOUSE OF REPRESENTATIVES,

TUESDAY, February 22, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce.

There were present:

Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of

Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Winberly, Wright of Butler, Wright of Lee, Wright of Russell.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Calhoun for to-day.

By leave, Mr. Walker of Montgomery, presented and had read a communication from the mayor and common council of the city of Montgomery, in regard to the privy on the capitol grounds;

Which was referred to the committee on public buildings and institutions.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 22, 1881.

Mr. Speaker:

The Senate has concurred in the House amendments to the bills—

s. 254. To prohibit the sale, or disposing of spirituous, vinous, or malt liquors, or other intoxicating beverages in the counties of Monroe and Escambia, after January 1, 1882.

Also,

s. 150. To protect the occupants of land with a growing crop, when sold by order of the chancery court.

W. L. CLAY, Secretary.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled, the following bills, and memorial and joint resolution, and the Speaker in the presence of the House, immediately after their titles had been publicly read, signed said bills, and memorial and joint resolution.

H. B. 502. To authorize appeals to the Supreme Court of the State of Alabama, from the award or decision of a referee or arbitration in chancery causes;

H. B. 684. To authorize the court of county commissioners of Greene county to issue bonds for the purpose of compromising the old bonds of said county, issued in aid of Selma, Marion and Memphis Railroad Company;

Memorial and joint resolution of the General Assembly of Alabama, to the Congress of the United States in regard to public lands in certain counties in this State.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 22, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills and your signature to the same is requested :

s. 173. To reduce the salary of the judge of the city court of Selma ;

s. 150. To protect the occupants of land with a growing crop, when sold by order of the chancery court ;

s. 254. To prohibit the sale, or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Monroe, Escambia and Pickens on and after January 1, 1882 ;

s. 381. To facilitate the sale, partition and proper conveyance of lands belonging to a partnership, or to partners as tenants in common, upon the death of any of the partners leaving the business unsettled.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bills—

s. 209. To prevent and punish rebates in railroad transportation in this State ;

u. B. 988. To fix the passenger rates on railroads in this State ;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bills—

s. B. 123. For the relief of Martin & Clark of Calhoun county ;

s. B. 330. To authorize the city council of Greenville to levy and collect certain license taxes therein named for the use and benefit of the city of Greenville ;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

s. B. 316. To prohibit the owner of any horse, mule, ass,

cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Autauga county, on certain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 985. To regulate the funds arising from convict labor in Barbour county;

Was read the second time, and referred to penitentiary committee.

The bill—

H. B. 981. For the relief of persons holding a license to retail liquor during the year 1881, in this State, in any and all cases where the right to retail under such license is interfered with by any local law heretofore passed;

Was read the second time, and referred to special committee consisting of Messrs. Morrisette, Powell, Price, Bankhead and Clark.

The bill—

H. B. 989. To provide for the appointment of three commissioners of revenue for the State, and to prescribe their duties;

Was read the second time, and referred to special committee, consisting of Messrs. Price, Nelson and Brown of Tuskaloosa, with leave to report at any time.

The bills—

H. B. 987. To re-arrange the southern, eastern and western chancery divisions, as to the counties of Choctaw, Clarke, Monroe and Montgomery, and to prescribe the times for holding the chancery courts for said counties;

H. B. 982. To provide compensation to owners of property stolen in the State of Alabama;

H. B. 979. To repeal an act to amend section five of an act entitled an act to establish a court of revenue for the county of Wilcox, approved February 3, 1877;

Were severally read the second time, and referred to judiciary committee.

The bill—

H. B. 984. To authorize the owners of dogs to take out a license and declare the stealing of such licensed dogs a misdemeanor;

Was read the second time, and referred to a select committee of three.

The bill—

H. B. 980. To require the board of revenue of Wilcox county to pay interest on certain claims;

Was read the second time, and referred to the committee on ways and means.

The bill—

H. B. 986. To amend section 12 of an act to incorporate the town of Eutaw, in Greene county, approved December 26, 1868, so as to authorize the mayor and aldermen of said town to pass an ordinance requiring transient auctioneers to take out license;

Was read the second time, and referred to committee on corporations.

The bill—

H. B. 983. To permit the sale of vinous, spirituous and malt liquors at and near Fitzpatrick station, in Bullock county;

Was read the second time, and referred to committee on temperance.

The following changes of reference were made from the judiciary committee:

H. B. 942. Referred to committee on ways and means;

H. B. 902. Referred to committee on fees and salaries;

H. B. 901. Referred to committee on ways and means;

H. B. 893. Referred to committee on ways and means;

H. B. 670 and 880. Referred to committee on fees and salaries;

H. B. 758. Referred to committee on agriculture.

SPECIAL ORDER.

The House proceeded to consider the bill—

H. B. 251. To regulate the business of insurance in this State;

The question pending being the motion of Mr. Nelson, to substitute the minority for the majority report;

Pending when

SPECIAL ORDER FOR 10½,

Viz., the bill—

H. B. 686. To enlarge the powers of the Auditor of State and board of equalization on railroad property in this State, so as to impose upon the Auditor and board of equalization

the power and duty of completing the assessment and equalization of the property of railroad companies taxable in this State, for State and county purposes, in the years 1869, 1871, 1873, 1874, under the revenue laws then of force, and under which the several railroad companies in this State escaped the payment of county taxes upon certain portions of their taxable property, and to provide methods whereby the escaped taxes due to counties in this State upon such property may now be enforced;

Was taken up.

The question pending being the motion of Mr. Robinson of Jackson, to substitute the minority for the majority report.

Pending its consideration, the following message was received from the Senate:

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 22, 1881.

Mr. Speaker:

The Senate has originated and passed the following bills:

s. 214. To repeal section 1698 of the Code, and the penalties fixed for a violation of the same;

s. 445. To prevent the sale, giving away, or otherwise disposing of opium or any of its tinctures, solutions, salts, or any of its preparations, except as herein provided.

The Senate has passed, without amendment, the following House bills:

H. B. 943. To amend an act entitled an act to amend section 4169 of the Code;

H. B. 314. To create Clarke county into the sixteenth chancery district of the southern chancery division;

H. B. 763. To confer additional jurisdiction upon the county court of Wilcox county, and to regulate the proceedings therein.

And has amended and passed:

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters, or intoxicating beverages of any kind or description, within the limits of the county of Bibb.

And has amended, by way of substitute, and passed:

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, to define the powers, and pre-

scribe the duties of said board, and to provide for the payment of the expenses of the same.

And has amended and passed :

H. B. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters, within three miles of Hephzibah Baptist church, in Pike county.

And has originated and passed :

S. 213. A bill to be entitled an act to repeal section 1697 of the Code, and the penalties fixed for the violation of the same.

W. L. CLAY, Secretary.

The Senate bill, just received, whose title is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

On motion of Mr. Foster all business and orders were suspended in order to take up and consider at once the amendments of the Senate to the bill—

H. B. 171. To be entitled an act to establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same.

Pending its consideration ;

On motion of Mr. Morrisette, the bill—

H. B. 961. To fix the salaries of the judges of the supreme court of Alabama ;

Was taken up.

Mr. Morrisette called for the previous question, and it was sustained.

The bill was read the third time and lost—yeas 41, nays 43.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beck, Bradford, Brassfield, Brown of Tuscaloosa, Calhoun, Collier, Clark, Donoho, Foster, Glover, Grayson, Harris, Lane, Lanier, Langdon, Mason, Milner, Morrisette, McCullough, Nelson, Owens, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sheldon, Smith, Taylor, Waller, Walker of Montgomery, Watts, White, Wilson of Shelby, Winberly, Wright of Russell.

Nays—Messrs. Agnew, Beard, Billingslea, Bowdon, Bulger, Brewer, Brooks of Covington, Brown of Russell, Bruce, Cunningham, Davidson, Dement, Floyd, Gilmore, Hammond, Heacock, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lary, Maddox, Martin, Newman, Newsom, Nolen,

Nowlin, Patton, Ramsay, Robinson of Conecuh, Sowell, Sharit, Shields, Skeggs, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee.

Mr. Bowdon moved to re-consider the vote by which the bill was lost.

The House refused to re-consider.

The House resumed the consideration of the substitute of the Senate to the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, &c.

Mr. Langdon moved that the House do not concur; which was agreed to.

By leave—

Mr. Grayson, from special committee, reported a substitute for the bill—

H. B. 46. To establish a northern chancery division.

The substitute was adopted, and the bill read the third time and passed—yeas 56, nays 23.

Yeas—Messrs. Speaker, Austill, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Calloway, Collier, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Gihmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autanga, Johnson of Blount, Lane, Lanier, Langdon, Lary, Maddox, Milner, Morrisette, McCullough, Newsom, Nowlin, Owens, Patton, Pickens, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Agnew, Barnett, Beard, Bowdon, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Dement, Kent, Kirkland, Nelson, Newman, Nettles, Nolen, Ramsay, Sharit, Shields, Skeggs, Underwood, Vaught, Wright of Lee.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 22, 1881.

Mr. Speaker:

The Senate insists on its amendment to—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama; to define the powers and prescribe the duties of said board, and to provide the payment of the expenses of the same;

And asks a committee of conference.
Managers on the part of the Senate—
Messrs. Troy, Clarke and Satterfield.

WM. L. CLAY, Secretary.

The House agreed to the raising of a committee of conference upon the disagreement of the two Houses on the said bill.

Committee on the part of the House—

Messrs. Foster, Langdon, Watts, Robinson of Jackson and White.

The hour of 10 o'clock having arrived, the time set for the consideration of the educational bill;

On motion of Mr. White, the special order was postponed until 25 minutes past 1 o'clock.

The House resumed the consideration of the bill, H. B. 686.

The question pending being the motion to substitute the minority for the majority report.

Pending its consideration the hour of 2 P. M. arrived, when the House took a recess until 3:30 P. M.

EVENING SESSION.

FEBRUARY 22.

The House re-assembled at 3:30 P. M.

By leave—

Mr. Morrisette, from special committee, reported favorably to the bill—

H. B. 981. To be entitled an act for the relief of persons holding a license to retail liquor during the year 1881 in this State, in any and all cases where the right to retail under such license is interfered with by any local law heretofore passed.

The bill was ordered to a third reading to-morrow.

By leave—

Mr. Collier, from the committee on local legislation, reported favorably to the Senate bill—

S. 315. To authorize the court of county commissioners of Randolph county to compromise debt.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Calloway, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Ham-

mond, Harris, Head, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Milner, Morrisette, Nelson, Newsom, Nolen, Nowlin, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sharit, Shields, Slaughter, Tyson, Thomas, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee, reported favorably to the Senate bill—

s. 153. To better provide for the care and comfort of the paupers of Calhoun county.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Bulger, Brooks of Covington, Brown of Tuscaloosa, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Milner, Morrisette, Nelson, Newsom, Nolen, Nowlin, Owens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

The House took up the bill—

H. B. 69. To amend an act supplemental to an act to amend the corporation laws of Alabama, approved 12th of August, 1868.

The question pending being the substitute reported by the committee on corporations;

The substitute was adopted.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Bulger, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Langdon, Lary, Maddox, Mason, Milner, Newman, Newsom, Nettles, Nolen, Nowlin, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sowell, Sharit, Shields, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery,

Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Brewer, from the committee on ways and means, reported a substitute to the bill—

n. B. 907. To amend section 429 of the Code.

The substitute was adopted, and the bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Bulger, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Mason, Newman, Newsom, Netties, Nolen Nowlin, Pickens, Pound, Powell, Price, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Also, from same committee, reported a substitute for the bill—

n. B. 790. To amend section 385 of the Code of Alabama.

The substitute was adopted, and the bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Bulger, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Mason, Newman, Newsom, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Price, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Also, from the same committee, reported favorably to the bill—

s. 360. To refund the money obtained from certain persons under the license laws of this State.

The bill was read the third time and passed—yeas 48, nays 3.

Yeas—Messrs. Austill, Agnew, Avery, Bankhead, Barnett, Bulger, Brassfield, Brooks of Covington, Bruce, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue,

Johnson of Autauga, Kirkland, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Pickens, Pound, Ramsay, Renfro, Robinson of Conecuh, Shields, Skeggs, Slaughter, Smith, Vaught, Walker of Marengo, Wilson of Chambers, Wimberly.

Nays—Messrs. Armstrong, Owens, Underwood.

Also, from the same committee, reported a substitute to the bill—

H. B. 892. To allow disabled citizens of this State to peddle without a license.

The substitute entitled an act—

H. B. 892. To amend subdivision 8 of section 494 of the Code.

The substitute was adopted, and the bill read the third time and passed—yeas 51, nays 1.

Yeas—Messrs. Austill, Agnew, Avery, Beard, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Bruce, Camp, Cowart, Cunningham, Clark, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Kirkland, Maddox, Mason, Milner, McCullough, Newman, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Slaughter, Tyson, Underwood, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Mr. Hogue voted nay.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 22, 1881.

Mr. Speaker :

The Senate has originated and passed the following bills, and ordered them forthwith to the House, without engrossment :

s. 365. To establish a new charter for the city of Birmingham ;

s. 442. To authorize the court of county commissioners of Colbert county to issue the bonds of said county for an amount not exceeding \$10,000 for the purpose of assisting in the building a court house in said county ;

And has passed House bills, as follows :

H. B. 792. To authorize the probate judge, of Talladega county, to order elections in certain cases, to prohibit the

sale or other disposition of vinous or spirituous liquors within certain limits;

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics, in the several counties of the State of Alabama.

WM. L. CLAY, Secretary.

The Senate bills just received, the titles of which are set out in the foregoing message, were severally read once and ordered to a second reading.

Mr. Renfro, from special committee, reported favorably to bill—

H. B. 851. To establish a public steam ferry across Alabama river near the city of Montgomery.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bulger, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Bruce, Camp, Cowart, Clark, Cleveland, Donoho, Gilmore, Glover, Grayson, Hammond Harris, Johnson of Blount, Kent, Kirkland, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Owens, Patton, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Tyson, Underwood, Vaught, Walker of Marengo, Wellborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Mr. Brewer, from ways and means committee, reported a substitute to bill—

H. B. 930. To amend subdivision 6 of section 362 of Code of Alabama.

The substitute was adopted, the bill was read the third time and passed—yeas 44, nays 8.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Barnett, Beard, Beck, Bulger, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Cowart, Clark, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Martin, Milner, Morrisette, McCullough, Nolen, Nowlin, Owens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sowell, Smith, Wellborn, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Billingslea, Camp, Cunningham, Dement, Donoho, Maddox, Nelson, Newman.

Also favorably, with amendment to the bill—

H. B. 966. To repeal an act entitled an act relating to lands sold for the payment of taxes.

The amendment was adopted, the bill was read the third time and passed—yeas 48, nays 4.

Yeas—Messrs. Agnew, Armstrong, Avery, Beard, Beck, Billingslea, Bulger, Brassfield, Brewer, Brooks of C., Brown of R., Camp, Cowart, Cunningham, Clark, Donoho, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kirkland, Maddox, Mason, Milner, McCullough, Newson, Nowlin, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Shields, Slaughter, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright, of Lee.

Nays—Messrs. Glover, Johnson of Blount, Martin and Skeggs.

Also, adversely to the bill—

H. B. 127. To exempt from taxation one work horse or mule.

Mr. Robinson of Jackson moved to non-concur in the report of the committee.

The motion was lost.

The report was concurred in.

Mr. Nowlin called up the Senate amendment to the bill—

H. B. 196. To authorize the probate judges of Etowah county, to order an election in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away or otherwise disposed of in said county, or any beat therein.

The House refused to concur in the amendment of the Senate, striking out Tallapoosa county.

By leave, Mr. Watts from judiciary committee, reported favorably to bill—

s. 356. To repeal an act to repeal chapter 7, of title 3, of part 4, and section 3931 of the Revised Code, so far as the same relates to the counties of Dallas, Lee and Autauga, in so far as the same applies to the county of Lee, and to re-establish the county court of Lee county.

Mr. Johnson of Blount moved to lay the bill on the table. Lost.

Mr. Slaughter moved to postpone further consideration of the subject until to-morrow, and make it a special order at 12 o'clock M. Lost.

Mr. Waller called the previous question. It was so ordered.

The bill was read the third time and passed—yeas 37, nays 25.

Yeas—Messrs. Austill, Bankhead, Beard, Billingslea, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Clark, Davidson, Donoho, Foster, Grayson, Johnson of Autauga, Kent, Langdon, Maddox, Martin, Milner, Morrisette, Nelson, Newman, Newsom, Nolen, Nowlin, Powell, Price, Ramsay, Robinson of Jackson, Sowell, Skeggs, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn.

Nays—Messrs. Agnew, Barnett, Bowdon, Bulger, Brooks of Covington, Calloway, Cowart, Floyd, Harris, Heacock, Head, Johnson of Blount, Mason, McCullough, Nettles, Pound, Robinson of Conecuh, Sowell, Sharit, Shields, Slaughter, Smith, Wimberly, Wright of Butler, Wright of Lee.

Mr. Davidson, by leave, from the committee on agriculture, reported favorably to the bill—

H. B. 956. To authorize the commissioners court of Marengo county to establish or abolish districts in which stock may be prevented from running at large.

Mr. Nelson moved to amend, by adding at the end of section 2—

Provided, That where a newspaper is published in the county, at least one notice of said application shall be given in said paper, of the day of hearing said application. Adopted.

The bill was amended, by including Smelter, Montgomery, Greene, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence, and Perry, in the provisions of the same.

The title was amended to correspond, and the bill read the third time and passed—yeas 59, nays 1.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Cowart, Cunningham, Davidson, Donoho, Foster, Gilmore, Glover Grayson, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lane, Langdon, Maddox, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Pickens, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wil-

son of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nay—Mr. Underwood.

Mr. Watts, by leave, from the committee on the judiciary, reported favorably, with an amendment, to the bill—

H. B. 898. To regulate the manner, and declare the effect of the signing of official bonds.

The amendment was adopted.

The bill was read the third time and passed—yeas 51, nays 2.

Yeas—Messrs. Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Brassfield, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Cowart, Cunningham, Davidson, Foster, Gilmore, Glover, Grayson, Harris, Head, Johnson of Antanga, Langdon, Mason, Milner, Nelson, Newsom, Nettles, Nowlin, Owens, Pound, Powell, Price, Robinson of Conecuh, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Newman and Nolen—2.

The bill—

H. B. 251. To regulate the business of insurance companies in this State;

Was made the special order for to-morrow at 10½ o'clock.

The bill—

H. B. 962. To organize a system of public instruction, &c;

Was set for special order for to-morrow at 10 A. M., and at that hour, from day to day, till disposed of.

Mr. Nelson presented petition of Wm. Bean, asking for adjustment of eleven State endorsed bonds of Selma, Marion and Memphis railroad, which did not participate in the foreclosure proceedings of said railroad company;

Which was referred to the judiciary committee.

By leave, bills were introduced:

By Mr. Foster—

H. B. 990. To make appropriation for the payment of the salary of the chancellor of the northern chancery division of Alabama;

By Mr. Glover—

H. B. 993. To repeal section 4202 of the Code of 1876, so far as it relates to Butler and Choctaw counties;

By Mr. Walker of Montgomery—

H. B. 991. Explanatory of an act relating to land sold for the payment of taxes, approved February 13, 1879;

Also,

H. B. 992. To repeal an act to regulate the practice in the city court of Montgomery, approved March 15, 1875;

Also,

H. B. 994. To increase temporarily the salaries of the judges of the Supreme Court;

Which bills were severally read once, and ordered to a second reading.

MESSAGE FROM THE SENATE.

FEBRUARY 22, 1881.

Mr. Speaker:

The Senate insists on its amendment to—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat therein, so far as the county of Tallapoosa is concerned;

And asks a committee of conference on the part of the House.

Managers on the part of the Senate—Messrs. Cunningham, Banks and Mitchell.

WM. L. CLAY, Secretary.

The House agreed to the raising of the committee of conference on said bill.

On motion of Mr. Skeggs, the House adjourned till to-morrow morning at 9½ o'clock.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, February 23, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Andrews of this city.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Donoho, Foster, Floyd, Gilmore, Glover, Hammond, Harris,

Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Leave of absence was granted Mr. Armstrong for to-day.

On motion of Mr. Nettles, the reading of the Journal was dispensed with.

Mr. Hogue gave notice of a motion to reconsider the vote by which H. B. 930 passed on yesterday, and its consideration was postponed until 1 p. m., and the clerk was instructed to ask the return of the bill from the Senate.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 314. To create Clarke county into the sixteenth chancery district of the southern chancery division;

H. B. 411. To amend an act for the preservation of game animals and birds in the counties of Mobile, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, approved February 13, 1879, so far as said act applies to the county of Marengo;

H. B. 763. To confer additional jurisdiction upon the county court of Wilcox county, and to regulate the proceed- ings therein;

H. B. 943. To amend an act entitled an act to amend section 4169 of the Code;

H. B. 792. To authorize the probate judge of Talladega county to order elections in certain cases, to prohibit the sale, or other disposition of vinous or spirituous liquors within certain limits:

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 23, 1881.

Mr. Speaker:

The President of the Senate has signed the following bills, and your signature to the same is requested:

s. 153. To better provide for the care and comfort of the paupers of Calhoun county;

s. 315. To authorize the court of county commissioners of Randolph county to adjust, compromise, and settle the outstanding indebtedness of said county, arising from bonds issued in payment of the capital stock of railroad companies;

s. 356. To repeal an act to repeal chapter 7, title 3, part 4, and section 3931 of the Revised Code, so far as the same relates to the counties of Dallas, Lee, and Autauga, in so far as the same relates to the county of Lee, and to re-establish the county court of Lee county;

s. 360. To refund the money obtained from certain persons under the license laws of this State.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bill—

H. B. 990. To make an appropriation for the payment of the salary of the chancellor of the northern chancery division of Alabama;

Was read the second time, and referred to the committee on fees and salaries.

The bills—

s. 214. To repeal section 1698 of the Code, and the penalties fixed for a violation of the same;

s. 213. To repeal section 1697 of the Code, and the penalties fixed for the violation of the same;

Were read the second time, and referred to the committee on commerce and common carriers.

The bill—

H. B. 991. Explanatory of an act entitled an act relating to land sold for the payment of taxes, approved February 13, 1879;

Was read the second time, and referred to committee on ways and means.

The bills—

H. B. 993. To repeal section 4202 of the Code of 1876, so far as it relates to Butler, Choctaw county;

s. 445. To prevent the sale, or giving away, or otherwise disposing of opium, or any of its tinctures, solutions, salts, or any of its preparations, except as herein provided;

Were read the second time, and referred to committee on temperance.

The bills—

H. B. 994. To increase temporarily the salaries of the judges of the Supreme Court of Alabama;

H. B. 992. To repeal an act to regulate the practice in the city court of Montgomery, approved March 13, 1875;

Were severally read the second time, and referred to the committee on judiciary.

The bill—

S. 265. To establish a new charter for the city of Birmingham;

Was read the second time, and referred to special committee of three—Brown of Tuscaloosa, Sharit and Kent—with leave to report at any time.

The bill—

S. 442. To authorize the court of county commissioners of Colbert county to issue the bonds of said county for an amount not exceeding ten thousand dollars for the purpose of assisting in the building a court house in said county;

Was read the second time, and referred to a special committee of three—Messrs. Cunningham, Price, and Grayson.

The bill—

H. B. 995. To repeal an act to regulate the pay of grand and petit jurors of Covington county, approved April 10, 1873;

Was read the second time, and referred to the committee on local legislation.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 23, 1881.

Mr. Speaker:

The Senate has passed the following bills:

H. B. 950. To prohibit the manufacture, or sale, or other disposition of vinous, spirituous, malt, or other intoxicating liquor within the limits of the counties of Limestone and Clarke, in this State;

And has amended, as therein shown, and passed the following bills:

H. B. 474. To make it a misdemeanor for the persons having the control of certain live stock, to allow the same to run at large in certain portions of Barbour county;

H. B. 724. To encourage the manufacture of cotton by

Clement attachment, or any other attachment, to gins to manufacture cotton.

And has concurred in the House amendment to the bill—
s. 425. To amend section 9 of an act to regulate the handling, storing and sale of cotton in Mobile, and to protect such cotton from depredation.

The Senate, in compliance with a request of the House, herewith returns—

H. B. 930. To amend subdivision 6 of section 362 of the Code;
WM. L. CLAY, Secretary.

By leave, Mr. Powell, from select committee, reported favorably to the bill—

s. 384. To amend an act to amend an act approved December 8, 1880, for the protection of lands and plantations from depredations by stock, in Bullock county.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Avery, Barnett, Beard, Beck, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Dement, Donoho, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lary, Long, Maddox, Martin, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

By leave, Mr. Price, from special committee, reported favorably, with amendment, to the bill—

s. 425. To amend section 9 of an act to regulate the handling, storing and sale of cotton in Mobile, and to protect such cotton from depredation, approved February 13, 1879.

The amendment was adopted, and the bill read the third time and passed.

Yeas—Messrs. Speaker, Austill, Avery, Billingslea, Bulger, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Calloway, Camp, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Mason, Milner, McCullough, Nettles, Nolen, Nowlin, Pound, Powell, Price,

Renfro, Sanders, Sheldon, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Mr. Hammond moved that the reports of the majority and minority of the committee on privileges and elections be taken up and considered at once, and that the consideration of all other business and special orders be suspended until that matter is disposed of. Lost—two-thirds not voting for it.

Yeas—Messrs. Speaker, Austill, Barnett, Bowdon, Brooks of Covington, Calloway, Camp, Collier, Cunningham, Dement, Floyd, Hammond, Heacock, Head, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Milner, Newsom, Nolen, Owens, Patton, Pickens, Robinson of Conecuh, Sanders, Sheldon, Sharit, Shields, Slaughter, Smith, Underwood, Watts, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Agnew, Avery, Beard, Beck, Billingslea, Bradford, Brassfield, Brewer, Brown of Tuscaloosa, Brown of Russell, Cowart, Clark, Davidson, Donoho, Glover, Grayson, Harris, Hogue, Mason, McCullough, Nelson, Nettles, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sowell, Skeggs, Taylor, Tyson, Waller, Walker of Marengo, Wilson of Chambers, Wright of Russell.

SPECIAL ORDER.

The House then proceeded to consider the bill—

H. B. 962. To organize and regulate a system of public instruction.

Pending its consideration, the hour of 10½ arrived, when the special order for that hour was taken up, viz:

The bill—

H. B. 686. To enlarge the powers of the Auditor and board of equalization on railroad property in this State, so as to impose upon the Auditor and board of equalization the duty of completing the assessment and equalization of railroad property taxable in this State for State and county purposes in the years, 1869, 1871, 1873, 1874, under the revenue laws then of force, and under which the several railroad companies in this State escaped the payment of county taxes upon certain of their taxable property, and to provide methods whereby the escaped taxes due to the counties in this State upon such property may now be enforced.

The question pending being the motion to substitute the minority for the majority report,

Mr. Bankhead called for the previous question, and it was sustained.

The motion to substitute was agreed to, and the bill was ordered to a third reading; read the third time and passed—yeas 42, nays 26.

Yeas—Messrs. Austill, Agnew, Barnett, Bowdon, Bulger, Bradford, Brassfield, Brown of Russell, Bruce, Collier, Cowart, Cunningham, Hammond, Hogue, Johnson of Antauga, Lary, Martin, Mason, Milner, McCullough, Nelson, Newsom, Nolen, Nowlin, Pickens, Pound, Ramsay, Renfro, Robinson of Conecuh, Sowell, Shields, Slaughter, Smith, Tyson, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Avery, Bankhead, Beard, Billingslea, Brewer, Brown of Tuscaloosa, Calloway, Clark, Davidson, Grayson, Harris, Kent, Kirkland, Lane, Lanier, Long, Newman, Nettles, Patton, Powell, Price, Sanders, Taylor, White, Wright of Butler.

On motion of Mr. Clark, H. B. 986 was taken from the committee on corporations, and referred to a select committee, consisting of representatives from Hale, Sumter and Pickens.

Mr. Bankhead moved that the educational bill H. B. 962, be taken up and considered, and have preference to all other business or special orders until disposed of. Agreed to.

The bill was considered by sections.

Section 1.

Mr. Brown of Tuscaloosa moved to strike out two hundred thousand, and insert one hundred and thirty thousand. Agreed to.

Mr. Bankhead moved to increase the per cent. on the surplus revenue fund from 4 per cent. to 6 per cent. Lost.

The first section was adopted.

The second section was adopted.

The order considering the bill by sections was rescinded.

Mr. Calloway moved to amend section 12, by way of a substitute, so as to provide for the election of county superintendents by the voters of their respective counties.

Mr. Lane moved to lay the amendment on the table. Agreed to—yeas 56, nays 16.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bulger, Brassfield, Brooks of

Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Cowart, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Milner, Morrisette, Nettles, Nolen, Nowlin, Patton, Powell, Price, Ramsay, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Lee, Wright of Russell.

Nays—Messrs. Bowdon, Bradford, Brooks of Covington, Calloway, Camp, Collier, Martin, Mason, McCullough, Newman, Newsom, Robinson of Conecuh, Sowell, Sharit, Shields, Underwood, Wimberly.

Mr. Slaughter moved to amend section 13, by way of a substitute.

Mr. Lane moved to re-commit the bill, with amendments, to the committee, with instructions to report a bill embodying only the amendments proposed to the present school law. Lost.

Mr. Hogue moved to lay the bill on the table. Lost.

The amendment of Mr. Slaughter was adopted.

Mr. Owens offered an amendment to section 13, which, on motion of Mr. Thomas, was laid on the table.

Mr. Brooks of Macon moved to reconsider the vote by which the amendment of Mr. Slaughter was adopted. Agreed to.

Mr. Brooks of Macon moved to lay the amendment on the table. Lost—yeas 34, nays 35.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Barnett, Bradford, Brassfield, Brooks of Macon, Cowart, Clark, Donoho, Glover, Grayson, Harris, Johnson of Blount, Kent, Lane, Langdon, Mason, Milner, Nettles, Nowlin, Owens, Pickens, Pound, Powell, Price, Skeggs, Smith, Vaught, Walker of Marengo, Watts, Welborn, White.

Nays—Messrs. Agnew, Bulger, Brown of Tuskaloosa, Bruce, Calloway, Camp, Cunningham, Dement, Floyd, Gilmore, Heacock, Head, Hogue, Johnson of Autauga, Lary, Long, Maddox, Martin, McCullough, Newman, Newsom, Nolen, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Thomas, Underwood, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

And the amendment of Mr. Slaughter was adopted.

Mr. Mason moved to lay the bill on the table—carried.

By leave, Mr. Langdon, from the special joint committee, reported favorably to the bill—

H. B. 642. To fix the number of Representatives in the lower House of the General Assembly, and to distribute them among the several counties.

The bill was read the third time and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Beard, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Russell.

Mr. Clark, by leave, from the committee on privileges and elections, reported favorably to the bill—

H. B. 695. To relieve from disfranchisement David Watts, William Carr and John McNeil, citizens of Marengo county, on account of the conviction of the charge of petit larceny.

The bill was read the third time and passed—yeas 61, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Glover, Grayson, Harris, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Maddox, Mason, Milner, McCullough, Newman, Nettles, Nowlin, Owens, Patton, Pound, Price, Ramsay, Robinson of Conecuh, Sowell, Sheldon, Shields, Skeggs, Smith, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Brown of Tuskaloosa, Collier and Floyd.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 23, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives :

H. B. 477. To fix the time of holding the circuit court in Colbert county;

H. B. 684. To authorize the court of county commissioners of Greene county to issue bonds for the purpose of compromising the old bonds of said county, issued in aid of the Selma, Marion & Memphis Railroad Company;

H. B. 502. To authorize appeals to the Supreme Court of the State of Alabama from the award or decision of a referee, or arbitrator, in chancery causes;

Memorial and joint resolution of the General Assembly of Alabama to the Congress of the United States, in regard to the public lands in certain counties in this State.

Very respectfully,

Thomas H. Reynolds,

Recording Secretary.

Mr. Langdon moved that the House now proceed to consider the Insurance bill, H. B. 251.

The motion was lost.

The House then proceeded to consider the bill—

H. B. 981. For the relief of persons holding a license to retail liquors during the year 1881 in this State, in any and all cases where the right to retail under such license is interfered with by any local law heretofore passed, or that may be passed during the present session of the General Assembly of Alabama.

Mr. Bradford moved to lay the bill on the table. Lost—yeas 35, nays 36.

Yeas—Messrs. Agnew, Barnett, Bulger, Bradford, Brown of Tuskaloosa, Bruce, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Floyd, Gilmore, Grayson, Harris, Heacock, Lane, Lary, Long, Mason, McCullough, Nettles, Nowlin, Owens, Pickens, Pound, Robinson of Conecuh, Sanders, Shields, Thomas, Waller, Watts, Wilson of Chambers, Wright of Butler.

Nays—Messrs. Speaker, Avery, Bankhead, Beard, Beck, Bowdon, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Camp, Clark, Glover, Head, Hogue, Johnson of Blount, Kent, Lanier, Langdon, Milner, Morrisette, New-

man, Newsom, Powell, Price, Ramsay, Sowell, Sheldon, Sharit, Smith, Underwood, Walker of Montgomery, Welborn, White, Wimberly, Wright of Lee, Wright of Russell.

Pending the consideration of the bill, the hour of 2 p. m. arrived, when the House took a recess until 3½ p. m.

EVENING SESSION.

FEBRUARY 23, 1881.

The House re-assembled at 3½ p. m.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 929. To incorporate the Springville Presbytery of the Cumberland Presbyterian Church.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Bankhead, Beard, Bowdon, Bradford, Brown of Russell, Calloway, Collier, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lary, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newsom, Nettles, Nolen, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Shields, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Shelby, Wright of Butler, Wright of Russell.

By leave, Mr. Waller, from special committee, reported favorably to the bill—

H. B. 986. To amend section 12 of an act to incorporate the town of Entaw, in Greene county, approved December 26, 1868, so as to authorize the mayor and alderman of said town to pass an ordinance requiring transient auctioneers to take out a license.

The bill was read the third time and passed—yeas 43, nays 12.

Yeas—Messrs. Speaker, Anstill, Agnew, Beard, Bowdon, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cowart, Clark, Davidson, Donoho, Foster, Glover, Heacock, Kent, Kirkland, Lanier, Maddox, Mason, Nettles, Patton, Pickens, Price, Ramsay, Renfro, Sowell, Skeggs, Slaughter, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead, Dement, Floyd, Head, Lary, Milner, McCullough, Nelson, Newsom, Sanders, Shields, Underwood.

By leave, Mr. Collier, from committee on local legislation, reported favorably to the bill—

H. B. 651. For the relief of Geo. W. Chambers, late treasurer of Talladega county.

Mr. Brewer moved to amend, by adding:

"*Provided*, That the State Auditor shall find the said appropriation to be due said Chambers." Adopted;

And the bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bowdon, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Collier, Cunningham, Clark, Davidson, Dement, Hammond, Harris, Kent, Kirkland, Lanier, Lary, Maddox, Martin, Milner, Nelson, Newsom, Nettles, Nolen, Owens, POUND, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Shields, Smith, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Mr. Mason voted nay.

SPECIAL ORDER FOR 4 P. M.

The House proceeded to consider the bill—

s. 158. To make the fees of the officers of court of Sumter county, in certain criminal cases, receivable in payment of debts due said county for fines and forfeitures.

Mr. Ramsay moved to lay the bill on the table. Lost.

The bill was read the third time and passed—yeas 49, nays 10.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Bridger, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Collier, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Harris, Johnson of Antauga, Lanier, Largedon, Lary, Milner, Morrisette, McCullough, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Sanders, Slaughter, Underwood, Vaught, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Bradford, Head, Kirkland, Maddox, Mason, Newman, Ramsay, Renfro, Robinson of Conecuh, Skeggs.

Mr. Bulger, from the military committee, reported a substitute for the bill—

s. 197. To amend an act for the more efficient organization of the volunteer militia;

The substitute being entitled an act—

s. 197. For the organization and discipline of the volunteer forces of Alabama.

The substitute was adopted, and the bill was read the third time and passed—yeas 38, nays 31.

Yeas—Messrs. Speaker, Anstill, Agnew, Beck, Billingslea, Bulger, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Gilmore, Hammond, Harris, Johnson of Autauga, Kirkland, Langdon, Lary, Mason, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sheldon, Slaughter, Smith, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Bankhead, Beard, Brewer, Brown of Tuscaloosa, Bruce, Caffee, Cunningham, Clark, Davidson, Dement, Donoho, Floyd, Glover, Grayson, Heacock, Head, Johnson of Blount, Lanier, Long, Maddox, McCullough, Nelson, Newman, Newsom, Patton, Pickens, Robinson of Jackson, Sharit, Skeggs, Tyson, Underwood, Vaught.

Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 906. To change a requirement in the manner of assessing real estate for taxation.

The bill was read the third time and lost—yeas 10, nays 47.

Yeas—Messrs. Brewer, Brown of Tuscaloosa, Bruce, Glover, Langdon, Renfro, Thomas, Welborn, White, Wright of Butler.

Nays—Messrs. Speaker, Anstill, Agnew, Bankhead, Beard, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Cunningham, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Sanders, Sharit, Shields, Skeggs, Smith, Underwood, Vaught, Watts, Wilson of Shelby.

Also, favorably to the bill—

H. B. 567. To amend section 154 of the Code.

Mr. Johnson of Blount moved to amend, by adding :

Provided, That justices of the peace, and notaries public having the jurisdiction of justices of the peace, shall not be required to pay any fees for commissions.

The amendment was lost, and the bill was read the third time and passed—yeas 49, nays 8.

Yeas—Messrs. Speaker, Anstill, Agnew, Beard, Bowdon, Bradford, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Caffee, Calloway, Camp, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Langdon, Lary, Maddox, McCullough, Nelson, Nolen, Owens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sowell, Smith, Thomas, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Heacock, Head, Johnson of Blount, Long, Martin, Newsom, Sharit, Underwood.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 23, 1881.

Mr. Speaker :

The Senate has originated and passed the following bill, and ordered the same to the House forthwith, without engrossment :

s. 373. In execution of the power of the State of Alabama in relation to the lands granted to this State, which are within fifteen miles from, and on each side of the line of the railroad heretofore long known as the Alabama and Chattanooga railroad, by the act of Congress of June 3d, 1856, entitled "An act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State," and the act of Congress of April 10th, 1869, entitled "An act to renew certain grants of land to the State of Alabama;"

s. 288. To incorporate the city of Lively, in Lee county;

s. 370. To provide for the disposition of "Alabama Reports" which now remain in the possession of the Secretary of State, after the distribution thereof as provided by law;

s. 440. For the punishment of any person who may resist or oppose the harbor-master of the Port of Mobile, or his deputy, in the execution of the duties of their office.

W. L. CLAY, Secretary.

The Senate bills just read, the titles of which are set out in the foregoing message, were severally read once, and ordered to a second reading.

Mr. Foster submitted the following :

Mr. Speaker :

The committee of conference on the disagreement of the two Houses in respect to the Senate substitute for House bill No. 171, entitled "An act to establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same," have had the same under consideration, and have agreed upon the following amendments to said substitute for said bill, to-wit :

1. Amend, by changing the title of the bill so as to read as follows : "A bill to be entitled 'An act to provide for the regulation of railroad companies, and persons operating railroads in this State.'"

2. Amend, by inserting immediately after the enacting clause in said substitute, the following :

"That the main track of every railroad in this State is a public highway, over which all persons have equal rights of transportation for passengers and freights, on the payment of just compensation to the owner of the railroad for such transportation; and any person or corporation engaged in the business of transporting passengers or freights over any railroad in this State, who shall exact and receive for any such transportation more than just compensation for the services rendered, or demands more than the rates specified in any bill of lading issued by such person or corporation, or who for his or its advantage, or for the advantage of any connecting line, or of any person or locality, shall make any unjust discrimination in transportation against any individual, locality or corporation, shall be guilty of extortion; and in every case it shall be for the jury to determine, from all the evidence, whether more than just compensation was exacted and received, or whether any such discrimination in transportation which may be established by the evidence against the individual, locality or corporation, as the case may be, was made for the benefit or advantage of the person or corporation operating such railroad, or of any person or locality ; *Provided*, That nothing in this act shall be construed to prevent contracts for special rates for the purpose

of developing any industrial enterprise, or to prevent the execution of any such contract now existing.

SEC. 2. *Be it further enacted*, That the party injured may recover of the person or corporation guilty of extortion, as defined in this act, twice the amount of damages sustained by the over-charge or unjust discrimination, as the case may be, and a reasonable fee for the counsel prosecuting the case, in any court having jurisdiction of the amount in any county where the person or corporation operating the railroad does business; but if it appears that the service in which the extortion was committed was done at rates or upon terms previously approved by the railroad commission hereinafter established, only actual damages, and no attorney's fee, shall be recovered.

SEC. 3. *Be it further enacted*, That in all suits to recover damages for extortion in respect to any transportation done at rates or upon terms not higher than those previously approved by the railroad commission, the plaintiff, if he fail in the suit, shall pay the costs, and also a reasonable attorney's fee, to the defendant for defending the cause, the amount to be determined by the court in which the case is tried, or by a jury, if demanded by either party.

SEC. 4. *Be it further enacted*, That any person or corporation who shall commit extortion, as defined by this act, willfully, shall be deemed guilty of a misdemeanor, and on conviction, shall be fined not less than ten nor more than five hundred dollars for each offense; but no such extortion shall be deemed willful, unless committed by a person or corporation which has failed or refused to submit his or its tariff of charges to the railroad commission hereinafter established, or having so submitted the same, has refused to conform such tariff to the requirements of the commission.

SEC. 5. *Be it further enacted*, That in all suits or proceedings under this statute, the defendant may give in evidence the fact that the rates or terms in respect to which extortion is alleged had been previously approved by the railroad commission hereinafter established, and such approval shall be *prima facie* evidence that such rates or terms were not extortionate.

SEC. 6. *Be it further enacted*, That no rates or charges for services in the transportation of freight over any railroad shall be held or considered extortionate or excessive in any proceeding under this act, if it appears from the evidence that the net earnings of such railroad for transport-

ing freights, if done without unjust discrimination on the basis of such rate or charge, together with the net earnings from its passenger and other traffic, would not amount to more than a fair and just return on the value of such railroad, its appurtenances and equipments.

SEC. 7. *Be it further enacted*, That all actions to recover damages under this act shall be commenced within ninety days after the cause of action accrued.

SEC. 8. *Be it further enacted*, That the foregoing sections of this act shall not take effect until after the first day of June, 1881.

SEC. 9. *Be it further enacted*, That it shall be the duty of all persons or corporations in this State who shall own or operate any railroad therein to publish by posting, at all the depots, the tariffs of rates for transporting freight, showing the rates for each class, including general and special rates; and it shall be unlawful for such person or corporation to make any reduction or rebate from such tariff in favor of any person or corporation which shall not be made in favor all other persons or corporations by a change in such published rates; but special rates may be given to any person or corporation to aid him or it in developing any industrial enterprise; but such special rates must be published, as the general rates are.

SEC. 10. *Be it further enacted*, That any person or corporation who shall make any reduction or rebate prohibited by the preceding section, shall be guilty of a misdemeanor, and on conviction shall be fined not less than ten nor more five hundred dollars.

SEC. 11. *Be it further enacted*, That any person who knowingly receives the benefit of any such reduction or rebate shall be guilty of a misdemeanor, and on conviction shall be fined not less than ten nor more than five hundred dollars.

SEC. 12. *Be it further enacted*, That this act shall not prevent any railroad company from transporting freight free of charge.

3. Amend said substitute, as reported to the House, by striking out sections therein numbered 1, 2, and 3.

And by inserting in lieu thereof the following:

SEC. —. *Be it further enacted*, That a commission is hereby established, consisting of a president and two associate commissioners, to be known as the railroad commissioners of Alabama. It shall be the duty of the Governor

to nominate and send to the Senate the names of three competent persons for the office of president, and of six competent persons for the offices of associate commissioners, and the Senate shall select by a majority vote, from the persons thus nominated for said offices respectively, the president and two associate commissioners; but the Senate may reject all the persons nominated for the offices of president and associate commissioners respectively, and in case of the rejection of all the persons nominated for president, it shall be the duty of the Governor to nominate three other persons for that office from whom the Senate shall select a president; and in case the Senate refuses to select from the persons nominated for the office of associate commissioner, either or both of the associate commissioners, the Governor shall nominate three other persons for each of said offices, not filled from those first nominated, and from the persons thus nominated the Senate shall make the selection; and such rejections and re-nominations may be made until all the offices have been filled.

Sec. — *Be it further enacted*, That said railroad commissioners shall be State officers, and before entering on their duties, shall take the oath of office prescribed for other State officers, and may be impeached and removed from office by the Supreme Court, for the same causes, and in the same manner as other State officers; they shall hold office for two years, and until their successors, respectively, are duly elected or appointed and qualified, and any vacancy shall be filled by the Governor; the person so appointed shall hold office until his successor is duly appointed, confirmed and qualified as above provided. No person in the employ of any railroad corporation or other person owning or operating a railroad in this State, or owning any stock in any railroad corporation, shall be nominated by the Governor as a member of such commission; and any commissioner who shall accept any gift, gratuity, emolument, or employment from any person or corporation owning or operating a railroad in this State during his continuance in office, except a permit for himself to pass over the railroad of such person or corporation, shall forfeit his office, and may be impeached and removed from office for that cause, as well as for any of the causes specified by law for the impeachment or removal from office of other State officers.

4. Amend said substitute, by striking out the section

therein numbered 6, and inserting in lieu thereof the following:

SEC. — *Be it further enacted*, That said commission shall have an office at the Capitol, and shall meet there on the first Monday in every month, except September, and shall remain in session until all business before them is disposed of; and shall hold other sessions, and at such times and places as may be necessary for the proper discharge of their duties, or as the convenience of parties, in the judgment of the commission, may require. The president of the commission shall receive a salary of thirty-five hundred dollars, and the associate commissioners shall each receive a salary of three thousand dollars per annum, to be paid as the salaries of other State officers; and the commissioners may employ a clerk at a salary, not exceeding fifteen hundred dollars per annum, to be paid in like manner. It shall be the duty of the commission to keep a record of all its proceedings, which shall be open at all times to the inspection of the public.

5. Amend, by an additional section, as follows:

SEC. — *Be it further enacted*, That for the payment of the salaries of the officers and all other expenditures herein provided for, the sum of twelve thousand and five hundred dollars per annum, for two years, or so much thereof as shall be necessary, is hereby appropriated out of any money in the State treasury, not otherwise appropriated;

And we recommend that said substitute, as thus amended, be adopted.

D. S. TROY,
W. E. CLARKE,
J. R. SATTERFIELD,
of the Senate.
W. F. FOSTER,
C. C. LANGDON,
T. H. WATTS, Sr.,
J. M. WHITE,
W. H. ROBINSON,
of the House.

Mr. Welborn moved to postpone the consideration of the report until 12 M. to-morrow, and that it be considered in preference to all other business, until disposed of, and that 150 copies of the report be printed. The motion was carried.

By leave, Mr. Hogue, from special committee, reported favorably to the bill—

H. B. 984. To authorize the owners of dogs to take out and pay a license tax on same, and to declare the stealing of such licensed dog a misdemeanor.

Mr. Lane moved to lay the bill on the table. Lost—yeas 22, nays 50.

Yeas — Messrs. Agnew, Bowdon, Bulger, Brooks of Macon, Calloway, Camp, Cowart, Cunningham, Davidson, Foster, Glover, Head, Lane, Maddox, Newsom, Nettles, Nolen, Patton, Robinson of Jackson, Sanders, Sowell, Skeggs, Underwood, Wilson of Chambers.

Nays—Messrs. Speaker, Austill, Beard, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Collier, Clark, Gilmore, Grayson, Hammond, Harris, Hogue, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, McCullough, Nelson, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sharit, Shields, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Watts, Welborn, White, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

The bill was read the third time and passed—yeas 48, nays 15.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Bradford, Brassfield, Brewer, Brown of Russell, Bruce, Caffee, Camp, Collier, Clark, Grayson, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Lanier, Langdon, Lary, Maddox, Mason, Milner, McCullough, Nelson, Nettles, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Skeggs, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Watts, Welborn, White, Wright of Russell.

Nays—Messrs. Bowdon, Bulger, Calloway, Davidson, Foster, Glover, Hammond, Lane, Long, Newman, Nolen, Patton, Shields, Underwood, Vaught.

SENATE AMENDMENTS.

The House concurred in the amendments of the Senate to the bill—

H. B. 474. To make it a misdemeanor for the persons having the control of certain live stock to allow the same to run at large in certain portions of Barbour county—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Bankhead, Barnett, Beard, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa,

loosa, Brown of Russell, Bruce, Calloway, Clark, Davidson, Donoho, Grayson, Harris, Heacock, Head, Hogue, Ianier, Langdon, Lary, Martin, Mason, Milner, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sowell, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

The House next proceeded to consider the amendments of the Senate to the bill—

u. b. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters, within three miles of Hepzibah Baptist church, Pike county.

The House amended the Senate amendments; also the title; and as amended, concurred therein—yeas 54, nays 0.

Yeas—Messrs. Austill, Agnew, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Donoho, Foster, Gilmore, Grayson, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Long, Maddox, Martin, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Patton, Pickens, Powell, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Shields, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

By leave, Mr. Watts, from the judiciary committee, reported favorably to the Senate bill—

s. 100. To amend section 4188 of the Code.

The bill was read the third time and passed—yeas 48, nays 4.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Bradford, Brassfield, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Clark, Foster, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Blount, Kirkland, Long, Maddox, Martin, Mason, McCullough, Nelson, Nowlin, Patton, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sharit, Shields, Smith, Tyson, Thomas, Vaught, Waller, Watts, Wilson of Chambers, Wright of Butler, Wright of Lee.

Nays—Messrs. Brooks of Covington, Nolen, Robinson of Jackson, Underwood.

On motion of Mr. Gilmore, the House adjourned until to-morrow morning, 9½ o'clock.

HOUSE OF REPRESENTATIVES.

THURSDAY, February 24, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Calloway of the House.

On call of the roll, there were present :

Messrs. Speaker, Anstill, Agnew, Avery, Bankhead, Barnett, Beard, Beck, Billingslea, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

On motion of Mr. Bankhead, the reading of the Journal was dispensed with.

Leave of absence was granted to Mr. Armstrong for to-day, and to Mr. Cleveland for the remainder of the session.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills; and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 246. To provide for the supervision of the public health, and for the collection of vital statistics, in the several counties of the State of Alabama;

H. B. 474. To make it a misdemeanor for the person having the control of certain live stock, to allow the same to run at large in certain portions of Barbour county;

H. B. 950. To prohibit the manufacture or sale, or other

disposition of vinous, spirituous, malt, or other intoxicating liquor, within the limits of the counties of Limestone and Clarke, in this State.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 24, 1881.

Mr. Speaker:

The President of the Senate has signed the following bills, and your signature to the same is requested:

s. 278. To amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28 and 33 of an act to adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late corporation known as the mayor, aldermen and common council of the city of Mobile, which is recommended in the report of the commissioners of Mobile made and laid before the General Assembly of Alabama on the 26th day of November, 1880, as provided in section sixteen (16) of An act of the General Assembly of Alabama, entitled "an act to vacate and amend the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation, approved February 11, 1879," approved December 8, 1880;

s. 158. To make the fees of officers of court of Sumter county, in certain criminal cases, receivable in payment of debts due said county for fines and forfeitures;

s. 100. To amend section 4188 of the Code;

s. 384. To amend an act entitled an act for the protection of lands and plantations from depredations by stock, in Bullock;

s. 425. To amend section nine of an act to regulate the handling, storing and sale of cotton in Mobile, and to protect such cotton from depredation, approved February 13, 1879.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The Senate bill—

s. 288. To incorporate the city of Lively, in Lee county;

Was read the second time, and referred to the committee on corporations.

The Senate bill—

s. 373. In execution of the power of the State of Alabama, in relation to the lands granted to this State, which are within fifteen miles from, and on each side of the line of the railroad heretofore long known as the Alabama and Chattanooga railroad, by the act of Congress of June 3, 1856, entitled "An act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State," and the act of Congress of April 10, 1869, entitled "An act to renew certain grants of land to the State of Alabama;"

Was read the second time, and referred to special committee of five, with leave to report at any time.

Committee—Messrs. Waller, Grayson, Milner, Nowlin and Walker of Marengo.

The Senate bill—

s. 440. For the punishment of any person who may resist or oppose the harbor master of the port of Mobile, or his deputy, in the execution of the duties of their office;

Was read the second time, and referred to special committee of Mobile delegates.

The Senate bill—

s. 370. To provide for the disposition of Alabama Reports which now remain in the possession of the Secretary of State, after the distribution thereof as provided by law;

Was read the second time, and referred to the judiciary committee.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 24, 1881.

Mr. Speaker :

The Senate has originated and passed the following bills, and ordered the same forthwith to the House, without engrossment;

s. 444. To confer chancery jurisdiction upon the city court of Montgomery;

s. 324. To authorize the Librarian to employ an assistant;

s. 401. To authorize the transfer of causes from the circuit court of Montgomery county to the city of Montgomery, and from said city court to said circuit court;

s. 267. To require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the month of January;

s. 266. To require the tax assessors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during thirty days next succeeding the completion of their sittings;

s. 263. To authorize an investigation of the claim of S. E. Hastings, executrix of the estate of Edmund M. Hastings, deceased, late receiver of public moneys, at Montgomery, in Montgomery county, against the State, and the payment thereof, if found to be a valid obligation against the State;

s. 448. To amend an act entitled an act to incorporate the city of Tusculumbia;

And has amended, as therein shown, and passed House bills—

H. B. 162. To prohibit the sale or giving away of spirituous, vinous or malt liquors in Lowndes county, except in incorporated towns and cities;

H. B. 737. To prevent the sale of vinous, malt, and intoxicating liquors in Bullock county;

H. B. 121. To amend section 4405 of the Code.

H. B. 250. To provide further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same;

H. B. 709. To repeal an act entitled an act to increase the criminal jurisdiction of justices of the peace, and notaries public with like powers, in the counties of Lauderdale, Wilcox and Lawrence, approved January 25, 1879, in so far as the same applies to the county of Wilcox;

And has passed, without amendments, the following bills:

H. B. 610. To amend an act entitled an act to prevent stock from running at large in that portion of Dallas county embraced between Sandy, Chillatchie and Boguechitto creeks, and between upper Linden and Old Wire road, approved 13th of February, 1879;

H. B. 608. To establish a new charter for the town of La Fayette, in the county of Chambers;

H. B. 706. To incorporate the Ten Island Manufacturing Company;

H. B. 41. To repeal an act entitled an act to regulate legal advertising in the county of Henry;

H. B. 905. To amend section 23 of an act entitled an act to incorporate the Northern Bank of Alabama;

H. B. 795. To authorize the people of Marion county to

vote on the question of locating the county seat of Marion county;

H. B. 227. To repeal an act entitled an act to regulate the pay of grand and petit jurors of Covington county;

H. B. 697½. To amend section 9 of an act entitled an act to prohibit the owner of any horse, mule, ass, hog, cow, sheep or goat, from allowing any such animal to go at large, off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in trials of cases under this act, and to repeal said act, so far as it relates to township 12, range 19, in said county.

WM. L. CLAY, Secretary.

The Senate bills, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading.

Mr. McCullough moved to re-consider the vote by which the House concurred in the Senate amendments, as amended by the House, to the bill—

H. B. 528. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters, within three miles of Hepzibah Baptist Church, in Pike county. Agreed to.

The Senate amendments were further amended by the House;

And as amended, the amendments of the Senate were concurred in—yeas 66, nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Barnett, Billingslea, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Lane, Lanier, Lary, Long, Maddox, Martin, Milner, McCullough, Newman, Nowlin, Patton, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

SENATE AMENDMENTS.

The House proceeded to consider the amendments of the Senate to House bills;

And concurred in the amendment of the Senate to the bill—

H. B. 724. To encourage the manufacture of cotton by Clement attachment, or to any other attachment to gins, to manufacture cotton.

Yeas 57, nays 2.

Yeas—Messrs. Austill, Agnew, Avery, Bradford, Brassfield, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Maddox, McCullough, Nelson, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Tyson, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bulger and Slaughter.

The House next proceeded to consider the amendment of the Senate to the bill—

H. B. 250. To provide additional accommodation for the insane of Alabama.

Mr. Hogue moved to amend the Senate substitute by adding an additional section. Adopted.

Mr. Glover moved to re-consider the vote adopting the amendment. Agreed to.

The question recurring upon the adoption of the amendment of Mr. Hogue, it was carried.

Mr. Hogue moved to amend section 5, by striking out all after the words, "one year." Adopted;

And the House concurred in the amendment of the Senate, as amended—yeas 57, nays 7.

Yeas—Messrs. Speaker, Austill, Barnett, Beard, Brassfield, Brown of Russell, Bruce, Calloway, Camp, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Head, Hogue, Kent, Kirkland, Lane, Langdon, Lary, Long, Mason, Milner, McCullough, Nelson, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sheldon, Sharit, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Brewer, Floyd, Heacock, Johnson of Blount, Maddox, Newsom, Underwood.

Mr. Price called up the motion to re-consider the vote by which the bill—

H. B. 930. To amend subdivision 6 of section 362 of the Code;

Was passed.

The vote was re-considered; also, the vote ordering the bill to a third reading.

Mr. Price offered an amendment, which was adopted;

And the bill was read the third time and passed—yeas 39, nays 35.

Yeas—Messrs. Avery, Beard, Bowdon, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Calloway, Cowart, Clark, Davidson, Dement, Donoho, Foster, Hammond, Heacock, Hogue, Johnson of Blount, Kirkland, Langdon, Lary, McCullough, Nelson, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sheldon, Slaughter, Smith, Taylor, Thomas, Watts, Welborn, White, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Austill, Agnew, Barnett, Brooks of Macon, Bruce, Camp, Cunningham, Floyd, Glover, Harris, Head, Lane, Long, Maddox, Martin, Mason, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Ramsay, Robinson of Jackson, Sharit, Skeggs, Tyson, Underwood, Vaught, Walker of Marengo, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee.

Also, concurred in the amendment of the Senate to the bill—

H. B. 737. To prevent the sale of vinous, malt and intoxicating liquors in Bullock county.

Yeas 54, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Caffee, Calloway, Camp, Cunningham, Davidson, Donoho, Foster, Glover, Harris, Hogue, Johnson of Autauga, Kent, Long, Maddox, Martin, McCullough, Nettles, Nowlin, Patton, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Collier, Newsom, Nolen.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 24, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives:

H. B. 411. To amend an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, approved February 13, 1879, so far as said act applies to the county of Marengo;

H. B. 792. To authorize the probate judge of Talladega county to order elections, in certain cases, to prohibit the sale, or other disposition of vinous or spirituous liquors within certain limits;

H. B. 763. To confer additional jurisdiction upon the county court of Wilcox county, and to regulate the proceedings therein;

H. B. 314. To create Clarke county into the sixteenth chancery district of the southern chancery division;

H. B. 943. To amend an act entitled an act to amend section 4169 of the Code.

Very respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

THE SPECIAL ORDER.

The special order for 10 A. M. was taken up, viz: the reports of the majority and minority of the committee on privileges and elections to certain changes in the election law.

The question pending being the motion of Mr. Waller to indefinitely postpone the whole subject;

The motion was lost—yeas 37, nays 46.

Yeas—Messrs. Speaker, Agnew, Avery, Bankhead, Beard, Beck, Billingslea, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Clark, Davidson, Donoho, Gilmore, Glover, Harris, Hogue, Lanier, Lary, Mason, McCullough, Pound, Ramsay, Renfro, Sheldon, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, White, Wilson of Chambers, Wright of Lee, Wright of Russell.

Nays—Messrs. Barnett, Bowdon, Bulger, Brooks of Covington, Bruce, Calloway, Camp, Collier, Cowart, Dement, Floyd, Grayson, Hammond, Heacock, Head, Johnson of A., Johnson of Blount, Kent, Kirkland, Lane, Long, Maddox, Martin, Milner, Newman, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Powell, Robinson of Conceh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Underwood, Vaught, Watts, Wimberly, Wright of Butler.

Pending its consideration, the following message was received :

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 24, 1881.

Mr. Speaker :

I am directed by His Excellency the Governor, to communicate to the House of Representatives a message in writing.

Very respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., Feb. 24, 1881.

To the House of Representatives :

Under a sense of imperative duty, I return to the House of Representatives in which it originated, the bill to be entitled "An act to protect the farmers of this State in the purchase of commercial fertilizers," with my objections thereto.

This bill was suggested by the authorities of the agricultural and mechanical college, for the purpose of increasing the facilities and enlarging the sphere of usefulness of the college, by the establishment of "a complete experimental farm, and other appliances of instruction, which would not only make it in all respects a first class institution of learning, but the source of incalculable benefit to the agriculture of the State;" The trustees of the college, in their last report, proposed the attainment of this end by "a trifling tax upon the commercial fertilizers sold in the State," which would "not add a cent to the cost of the fertilizers themselves." They ask for the establishment of "a system of inspection of commercial fertilizers," through the agency of the college, to which the revenues derived therefrom

should be given, to enable it "to put itself upon a footing with the very best institutions in the Union." The bill establishes "a system of inspection," provided for an analysis of fertilizers manufactured without the State, and for sale within the State, by the professor of chemistry of the college, and makes the treasurer of the college the collector of the tax it imposes, for the use and benefit of the college.

The protective principle underlying this bill assumes the incapacity of the people for the ordinary business affairs of life, and the consequent necessity for extending over them the guardianship of the government. This theory is as applicable to all business transactions as to any one transaction, and provision might be made for the inspection of sugar, molasses, butter, medicines, seeds, and almost every other article of daily consumption or use, with as much reason as for the inspection of fertilizers, and indeed, with more reason, for many of these articles known to be generally and injuriously adulterated, are of universal and necessary use. One step in this direction opens up an illimitable field of legislative interference, and prepares the way for innumerable inspections and commissions, with accompanying fees and impositions. The farmer may as well be trusted to buy commercial fertilizers upon his own judgment, and the good faith of the dealer, as to buy in that way other commodities of greater value, and of more importance in domestic economy. Commercial fertilizers, however useful and profitable under some circumstances, are not indispensable to agricultural success. No one is compelled to buy them, and those who do buy them, do so upon their own experience, or observation of the results of their use, and buy what they please and from whom they please, in open market, upon such terms and conditions as they see proper to stipulate, and under such guarantees as they think it wise to exact. The use of commercial fertilizers is largely experimental, and will in a great degree always remain so. Not one in one hundred of those who use them knows, or cares to know, anything of the alleged percentage of ammonia, or of phosphoric acid, or of potash in them, but uses them because he has seen them used, or heard of their being used, with advantage and profit. This bill requires the dealer in commercial fertilizers manufactured within the State, to attach to each package he sells a guarantee, which the buyer is expected to take and preserve for use in a possible contin-

gency, and in return exacts, directly from the dealer, eventually from the purchaser, a specific tax, which does not go into the public treasury and is not applied to public uses.

The farmers of the State have not asked the protection the bill promises, and are not conscious they need it. It is a delusion to assure them that the price of this protection will not fall upon them. "Taxes levied on commodities before they reach the consumer," says Cooley in his great work on taxation, "are paid by those upon whom they ultimately fall, not as taxes, but as part of the market price of the commodity." One chief reason for resorting to this method of taxation is, in the language of another eminent author, quoted by Cooley, "to pluck the goose without making it cry out, since those who pay, do not perceive, or at least do not reflect, that a part of what they pay as price is really paid as a tax." It is unreasonable to suppose that the dealers in Alabama in commercial fertilizers manufactured without the State will of themselves assume a burden of from \$25,000 to \$50,000 a year and not re-distribute it among their customers for whose benefit it is ostensibly imposed.

It is obvious, the bill invites the State Agricultural and Mechanical College into new relations with the public, and charges it with duties, and clothes it with power it does not possess under its charter or existing legislation. It is equally apparent that much of the duty and power is not germane, but foreign, to the objects and purposes for which the institution was created. The purpose of this enlargement of the sphere of power and duty of the institution is avowed in the bill—the protection of the farmers of the State in the purchase of commercial fertilizers. The protection is to be afforded through the agency and instrumentality of the college, and of its officers, deriving their appointment and holding office at the will and pleasure of its governing body. Unless the college assumes the duties and powers which are imposed and conferred by the bill, all the purposes of the bill must fail. And it is manifest these duties and powers will not be performed and exercised so beneficially to the public as is intended by the bill, unless the college has, and continues to have, particular officers—a professor of chemistry and a professor of agriculture—whose tenure of office depends wholly on the necessities and exigencies of the institution. It is through the agency and instrumentality of the college, evidence is to be furnished of the guaranty

which must be made—which the bill compels as an element of every contract of sale of a commercial fertilizer not manufactured in this State. Into this guaranty, with or without their consent, and even though they are unwilling to enter into it, the bill forces purchaser and seller. All sales without it are forbidden, and the evidence of it can not be obtained without the action of the college. The college, its treasurer, its professor of chemistry, and its professor of agriculture, are, by the bill, inducted into public office, and impressed with new relations to the public. Whenever duty and power are imposed and conferred on a person, natural or artificial, which concerns the public, and which the public have a right to require shall be exercised, a public office is created; and when the duty and authority are assumed, there is a public officer. I do not dwell upon the expediency of introducing the college and its professors into the channels of trade, and bringing them in contact and conflict with the interests of necessity entering into it, nor shall I inquire whether the usefulness of the institution, which it is to the highest interest of the State to foster and promote may not be impaired.

I can not read the bill, nor can I think it capable of careful reading, without the conviction that its great controlling purpose is the examination and inspection, by the officers of the college, of all commercial fertilizers not manufactured in this State, which are here exposed for sale. The purpose may not in these words be expressed, but it is expressed in others of not less import and meaning. There can be no sale of such fertilizer unless a sample thereof has been delivered to the authorities of the college; and each package or brand is accompanied with a tag bearing the *fac simile* of the signature of the treasurer. The tag bears no other word than "guaranteed," and that means that the guaranty of the statute attends the sale of the package or parcel to which it is attached. The tag can not be obtained until after a delivery to the authorities of the college, a sample of not less than fifty pounds. This sample, the eighth section requires the professor of chemistry to subject to analysis, and the professor of agriculture to soil test, and publication of the result is to be made for the benefit of the farmers of the State. The primary and only legitimate object of every law which is intended to operate as an inspection law, which is known and distinguished by that name, is the protection of the public health against the

introduction or sale of unwholesome or unmarketable provisions or merchandize, or the promotion of the public welfare by the prevention of the sale or introduction of merchandize of frequent and necessary use, inferior or worthless in character, which an unscrupulous seller may easily impose upon purchasers. The purpose may be accomplished by prohibiting sales until such provisions or merchandize have undergone inspection by some public officer appointed to the duty, and has been by him pronounced marketable. Or, it may be deemed best not to resort to a measure so stringent, and the seller may be simply required to furnish a sample of the merchandize for examination by a public officer, who shall inquire into its quality and make public the result of his inquiry, thereby encouraging and facilitating the sale of such as he pronounces suitable for the purpose for which it is designed, and embarrassing if not defeating the sale of such as he pronounces unfit and unmarketable. In this respect, the matter rests wholly in the direction and wisdom of the legislature, and there can be no reasonable apprehension that it will not judiciously and discreetly determine where the one or the other mode is best adapted to meet the wants of the community. It is not the manner in which the statute may be framed—it is not the severity or the mildness of its provisions—which is a test of its character, of the ends it will accomplish, or of the spirit and policy in which it is framed. There can be no sound, just, fair and reasonable construction or interpretation that does not look into the operation and effect, and the purpose it is designed to accomplish. These, at last, fix the character of the law, and by these, and not by the mere words in which it is couched, must it be ascertained whether it is in violation of the constitution, State or Federal.

The 38th section of the 4th article of the constitution of the State provides: "No State office shall be continued or created for the inspection or measuring of any merchandise, manufacture or commodity; but any county or municipality may appoint such officers, when authorized by law." No previous constitution of the State contained any such provision, and inspection laws had been of frequent enactment. The constitution does not forbid the enactment of such laws, but it does forbid the continuance or creation of a State officer for the execution of such law, and remits wholly and exclusively the appointment of such officers to the several

counties or to the municipalities of the State, when authorized by law. The power of appointment is intended, and is thus made a part of the internal and local government of the political subdivisions of the State, because, doubtless it was believed it would be thereby exercised more beneficially than if the power resided in the government of the State, and the inspector was a State officer. This bill contravenes the letter and spirit of this clause of the constitution. It assumes the regulation of the sale of commercial fertilizers throughout the entire State, without reference to the necessities and convenience of particular localities, through examination, inspection, and testing—just the mischief, as the constitution regards it which was intended to be avoided and prohibited; and now that the use of commercial fertilizers has become so general, and has grown to be regarded as almost a necessity to the farmer and planter, subjects them to this burden from which all other commodities are free. That in all parts of the State not readily accessible to the college, the sale of these fertilizers will be materially affected, and the cost thereof to the consumer increased because of the restrictions imposed on the sales, is certain. This would be avoided if the constitution were observed, and the duties imposed on the college were imposed on local officers convenient and accessible to the seller wherever he proposed to make sale, and to the buyer wherever he proposed to purchase.

The seller is forced by the bill to contribute to the college not less than fifty pounds of every fertilizer he may offer to sell, and in addition to pay to the college for tags not less than twenty-five cents for each ton thereof. It is immaterial what may be the purpose and object of this imposition and burden, or whether it is strictly a tax or an excise duty. Nor is it all material whether the imposition falls within the exercise of the taxing power, the police power, or the power of eminent domain of the State. The fact remains, that it is a forced contribution from the seller, and a burden imposed on the sale of these commodities, and which must eventually fall on the consumer, and the further fact remains, that it enures directly and immediately to the benefit of the college. Nor is it matter of doubt that the profit the college is expected to derive from the contribution and burden is the motive and consideration for introducing it into the bill and charging it with the powers and duties which are specified.

No power of the government—neither the taxing power, police power, nor power of eminent domain—can, or ought to be exercised directly and immediately for the benefit or profit of individuals or of corporations. Taxation, imposition, or charge, by law levied or imposed on property or person, or on trade, commerce or industry, for the benefit and profit of individuals or corporations, directly and immediately, however meritorious they may be, is inconsistent with the genius and spirit of our constitution and of republican government. It ought to be resisted, no matter in what form it may come, or what the shape it may assume. So far as this bill takes from the seller or manufacturer fifty pounds of a fertilizer, changing the ownership in it, transferring it to the college, it is no more nor less than confiscation for the benefit of the college. If fifty pounds may thus be taken and appropriated, why not one hundred pounds, or a larger quantity? What limitation is there on the power of thus taking and appropriating, other than the legislative will and discretion? A succeeding legislature, astonished at the moderation of its predecessor, may require a ton to be furnished. It is enough to say, that it is not within the grant of legislative power, broad and comprehensive as the grant is, thus to deprive one man of his property and transfer it to another. The present constitution in express terms declares that “the right of eminent domain shall not be so construed as to allow taxation or forced subscriptions for the benefit of railroads or any other kind of corporation other than municipal, or for the benefit of any individual or association.” This bill, so far as it exacts this contribution from the seller, and imposes the charge for the tags, is, in my judgment, a direct infringement and violation of this clause of the constitution; and in the absence of the clause, is not within the grant of legislative power.

The bill does not apply to fertilizers manufactured in this State—certainly not to fertilizers manufactured in the State of any mineral or material produced or found in the State. Whether a sound public policy sanctions such a discrimination in favor of the manufactures of the State, and against the manufactures of other States, may well be doubted. But it cannot be doubted that the discrimination is violative of the Federal constitution. No State can, by its legislation, discriminate against the products, the manufactures or the merchandise of other States, because of their foreign origin. It cannot impose upon their introduction or sale any burden

or duty, in the shape of a tax or otherwise, not imposed upon its own products, manufactures or merchandise of like kinds. All such impositions are an invasion of the power of Congress to regulate commerce among the several States, and of the guaranty that the citizens of each State shall be entitled to all privileges and immunities of citizens in the several States. The manufacturer or seller of a fertilizer, residing within this State, and employing in its composition materials produced in the State is exempt, and his fertilizer is free from all the exactions and burdens this bill imposes. The manufacturer residing in a sister State, employing like products of that State in the composition of a like fertilizer, is subject to all its duties and burdens. The reason and cause for the discrimination is the place of the origin of the products and of the residence of the manufacturer. Against all such discriminating legislation by other States, Alabama and her products, manufactures, merchandise, and citizens are protected by the Federal constitution, and while affording to Alabama protection, it also affords it to other States from like hostile legislation.

R. W. COBB, Governor.

On motion of Mr. Watts, it was ordered that the message lie on the table for the present.

The House proceeded to the consideration of the report of the committee of conference on the disagreement of the two Houses upon the bill—

n. n. 171. To establish a board of railroad commissioners for the State of Alabama, &c.

Mr. Lane moved that the matter before the House be suspended, for the purpose of considering the reports on the election law.

Mr. Foster made the point of order, that the report of the committee of conference had precedence over all other business, and that the motion could not be entertained while it was pending.

The Speaker ruled that the point of order was well taken.

Mr. Lane appealed from the decision of the chair.

The decision was sustained.

Pending the consideration of the report, the hour of 2 p. m. arrived, when the House took a recess until 3½ p. m.

EVENING SESSION.

FEBRUARY 24, 1881.

The House re assembled pursuant to adjournment, at 3½ P. M.;

And resumed the consideration of the report of the committee of conference, upon the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, &c.

And refused to concur in said report—yeas 46, nays 47.

Yeas—Messrs. Speaker, Bankhead, Barnett, Bradford, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Cowart, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Langdon, Lary, Maddox, Milner, McCullough, Nelson, Nettles, Nowlin, Patton, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sheldon, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Watts, White, Wilson of Chambers, Wright of Russell.

Nays—Messrs. Austill, Agnew, Avery, Beard, Beck, Bowdon, Bulger, Brassfield, Brewer, Brooks of Covington, Calhoun, Camp, Collier, Cunningham, Dement, Floyd, Head, Hogue, Kent, Kirkland, Lane, Lanier, Long, Martin, Mason, Morrisette, Newman, Newsom, Nolen, Owens, Pickens, Price, Ramsay, Robinson of Conecuh, Sowell, Sharit, Shields, Skeggs, Slaughter, Tyson, Underwood, Waller, Walker of Montgomery, Welborn, Wimberly, Wright of Butler, Wright of Lee.

Mr. Austill asked and obtained leave to have spread upon the Journal his reasons for voting no, as follows :

Believing that the section of the bill providing for raising money to defray the expenses of the commission, by taxing the income of the railroads, is unconstitutional, in that it is obnoxious to section 6, article 11, of the constitution ;

And believing that said section provides for raising revenue for the State, an entirely different object from the main purpose of the bill, thereby introducing two objects in one bill, in contravention of section 2, article 4, of the constitution, I feel constrained to vote *no*.

I vote in the negative with reluctance, as I am in favor of the establishment of a railroad commission.

H. AUSTILL.

Mr. Nelson asked and obtained leave to have the following explanation of his vote spread upon the Journal :

In voting for this bill I wish to say, that it has to me some very objectionable features. I doubt very much whether the people will derive much, if any, benefit from it whatever; I incline to think parts of the bill are impracticable; I think section 6 of the report of the conference committee particularly objectionable.

I also have doubts as to the justice or legality of section 7 of the Senate substitute bill, but I believe *that* portion of the bill to be *more just* to the railroads than the provisions of the House bill, in regard to taxing the railroads to pay the expenses of the commission. Notwithstanding these doubts, I yield them, in deference to the conclusions of the committee of conference. I am willing to try this measure as the best that can be obtained under the circumstances, trusting to the good sense of the people, through their future representatives, to remedy whatever may be found defective.

The Clerk was instructed to notify the Senate of the action of the House upon the report.

Mr. Nelson moved that the House ask for the raising of a second committee of conference, consisting of five members on the part of the House, and such members as may be named by the Senate, to take into consideration the disagreement of the two Houses upon the bill—

H. B. 171. To establish a board of railroad commissioners, &c. Agreed to.

Committee on part of the House, Messrs. Nelson, Price, Walker of Montgomery, Lane and Bankhead.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 24, 1881.

Mr. Speaker:

The Senate has originated and passed the following, and has ordered the same forthwith to the House, without engrossment:

s. 89. To authorize the settlement and compromise of claims for school lands in this State.

WM. L. CLAY, Secretary.

The Senate bill just received, the title of which is set out in the above message, was read once and ordered to a second reading.

The House then proceeded to consider the veto message of the Governor, upon the bill—

H. B. 113. To protect the farmers of this State in the purchase of commercial fertilizers.

Mr. Langdon moved that the further consideration of the message be postponed, and made the special order for 1 P. M. to-morrow. Agreed to.

Mr. Nowlin submitted the following report:

The committee of conference, to whom was referred the question as to whether the Senate, or House, should recede from the amendment as to Tallapoosa county, as appended to Senate substitute to House bill No. 196, have had the same under consideration, and recommend that the Senate recede from its amendment, and leave Tallapoosa county included under the provisions of said bill.

J. L. CUNNINGHAM,

J. B. MITCHELL,

J. R. NOWLIN,

B. BRUCE,

M. J. BULGER,

W. C. THOMAS,

Committee of Conference.

February 24, 1881.

The House concurred in the report—yeas 65, nays 0.

Yeas—Messrs. Austill, Agnew, Avery Bankhead, Barnett, Beard, Bowdon, Bulger, Bradford, Brassfield, Brown of Tus-kaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Long, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pound, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Hogue moved that the House take up and consider the bill—

H. B. 981. For the relief of persons holding a license to retail liquors for 1881.

The motion was lost.

The House adjourned until 9:30 A. M. to-morrow.

HOUSE OF REPRESENTATIVES,

FRIDAY, February 25, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce.

On call of the roll, there were present :

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Betts, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Leave of absence was granted Mr. Bulger for to-day, on account sickness, and to Mr. Pound, after to-morrow, till the end of the session, also to Mr. Billingslea.

The reading of the journal of yesterday was dispensed with.

Mr. Brewer offered the following resolution :

Resolved, That the regular order be suspended, and that the committees be called in their order, and be allowed each to report two House bills, this rule to apply to-day. Adopted.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills :

H. B. 41. To repeal an act entitled an act to regulate legal advertising in the county of Henry ;

H. B. 227. To repeal an act entitled an act to regulate the pay of grand and petit jurors of Covington county ;

H. B. 697½. To amend section nine of an act entitled an act to prohibit the owner of any horse, mule, ass, hog, cow, sheep, or goat, from allowing any such animal to go at large off the premises of such owner in Montgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages, and rules of practice in

trials of cases under this act, and to repeal said act, so far as it relates to township 12, range 19, in said county;

n. B. 724. To encourage the manufacture of cotton by Clement attachment, or any other attachment, to gins, to manufacture cotton;

n. B. 706. To incorporate the Ten Island Manufacturing Company;

n. B. 905. To amend section 23 of an act entitled an act to incorporate the Northern Bank of Alabama;

n. B. 610. To amend an act entitled "an act to prevent stock from running at large in that portion of Dallas county embraced between Sandy and Chilatchie, and Boguechitto creeks, and between upper Linden and Old Wire road," approved 13th February, 1879;

n. B. 795. To authorize the people of Marion county to vote on the question of locating the county seat of Marion county;

n. B. 737. To prevent the sale of vinous, malt and intoxicating liquors in Bullock county;

n. B. 608. To establish a new charter for the town of La Fayette, in the county of Chambers.

BILLS ON SECOND READING.

The bills—

s. 267. To require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the month of January;

s. 268. To require the tax assessors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the thirty days next succeeding the completion of their sittings;

Were severally read the second time, and referred to special committee of delegates from Dallas and Montgomery counties.

The bills—

s. 263. To authorize an investigation of the claim of S. E. Hastings, executrix of the estate of Edmund M. Hastings, deceased, late receiver of public moneys, at Montgomery, in Montgomery county, against the State, and the payment thereof, if found to be a valid obligation against the State;

s. 401. To authorize the transfer of cases from the cir-

cuit court of Montgomery county to the city court of Montgomery, and from said city court to said circuit court;

s. 444. To confer chancery jurisdiction upon the city court of Montgomery;

s. 324. To authorize the librarian to employ an assistant;

Were severally read the second time, and referred to the committee on judiciary.

The bill—

s. 448. To amend an act entitled an act to incorporate the city of Tuscumbia;

Was read the second time, and referred to the committee on corporations.

The bill—

s. 89. To authorize the settlement and compromise of claims for school lands in this State;

Was read the second time and referred to the committee on education.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 25, 1881.

Mr. Speaker:

The Senate has originated and passed the following bills:

s. 351. To amend section 25 of an act to establish a new charter for the city of Opelika, approved 19th March, 1873;

s. 223. To amend section 9 of the charter of the town of Auburn, in Lee county, Alabama;

s. B. 252. To be entitled an act for the relief of John B. Shields of Walker county.

The Senate has originated and passed the following bill, and ordered it forthwith to the House, without engrossment:

s. 108. To amend section 1400 and 1401 of the Code.

The Senate has passed the following House bills, without amendment:

H. B. 537. To repeal section 4202 of the Code of 1876, so far as it relates to Bladon Springs, Choctaw county, and within one mile of the Bladon Springs Hotel;

H. B. 774. To authorize the town of Eutaw to borrow money by the issuance of new bonds, for the purpose of compromising and paying the outstanding bonds of said town, issued in aid of the Selma, Marion and Memphis Railroad Company;

H. B. 564. To authorize the probate judge of Chilton county to order elections in certain cases to determine whether spirituous, vinous, or malt liquors shall be sold,

given away, or otherwise disposed of in said county, or any beat, or incorporated city or town therein :

H. B. 240. To regulate the fine and forfeiture fund of Hale county ;

H. B. 470. To better provide for the examination of the county offices, county jail, record of the courts of county commissioners, and county chain gangs of Barbour and Coffee counties, in this State, and report thereon ;

H. B. 640. To further regulate the trial of misdemeanors in Madison county ;

H. B. 714. To authorize the court of county commissioners of Chambers county to adjust, compromise and settle the outstanding indebtedness of said county, arising from bonds issued in payment of the capital stock of railroad companies ;

H. B. 143. To repeal so much of an act entitled an act to prohibit the sale of vinous, spirituous, or other intoxicating liquors, except for sacramental purposes, within five miles of William H. Phillips' place in Macon county, and Oak Grove Station, on the Montgomery and Eufaula Railroad, as relates to Perry's mill and Williams' mill, near Oak Grove Station, on the Montgomery and Eufaula Railroad ;

H. B. 503. To authorize the commissioners court of Madison county to cause the county treasurer to refund certain excess of license tax paid under the revenue act, approved March 49, 1875 ;

H. B. 634. To authorize the commissioners court of Lauderdale county to issue bonds to construct bridges in said county, and to pay and extend the debt of said county, created prior to 1875.

The Senate has amended, as therein shown, and passed the following House bills—

H. B. 821. To prohibit the sale of spirituous, vinous and malt liquors within the limits of Macon county ;

H. B. 776. To prohibit the making or selling spirituous or malt liquors, or other intoxicating drinks, within the counties of Dale and Henry, State of Alabama ;

H. B. 123. To amend section 4205 of the Code.

The Senate has concurred in the House amendments to Senate amendments to the bill—

H. B. 250. To provide for further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same ;

And has amended House amendments to Senate amendments, and concurred in House amendments to the bill—

H. B. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or any intoxicating bitters, within three miles of Hepzibah Baptist church, in Pike county.

WM. L. CLAY, Secretary.

The Senate bills, the titles of which are set out in the foregoing message, were severally read once, and ordered to a second reading.

REPORTS FROM STANDING COMMITTEES.

Mr. Clark, from the committee on privileges and elections, reported favorably, with amendment, to the bill—

H. B. 581. To punish persons who may be guilty of fraudulent acts and devices in the conduct of elections in this State.

The amendment was adopted.

The bill was read the third time and passed—yeas 66, nays 3.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Beard, Billingslea, Bowdon, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Antauga, Kent, Lanier, Lary, Long, Martin, Milner, Morrisette, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pomd. Powell, Renfro, Robinson of Jackson, Sanders, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Johnson of Blount, Newman and Shields.

Mr. Clark, from the committee on privileges and elections, reported favorably to the bill—

H. B. 733. For the relief of P. M. Dennis, of Monroe county.

The bill was read the third time and passed—yeas 51, nays 6.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Beard, Billingslea, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Camp, Cowart, Clark, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Kent, Kirkland, Lane, Lanier, Long, Maddox,

Morrisette, Nettles, Nolen, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Bowdon, Hogue, Johnson of Blount, Sowell, Watts, Welborn.

Mr. Morrisette moved to reconsider the vote, by which the House refused to adopt the report of the committee of conference upon the disagreement of the two Houses on the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, &c.

The motion prevailed—yeas 52, nays 32.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Billingslea, Bulger, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Cowart, Clark, Davidson, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Kirkland, Lane, Langdon, Maddox, Milner, Morrisette, McCullough, Nelson, Nettles, Nowlin, Patton, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Agnew, Beard, Brewer, Caffee, Calloway, Camp, Collier, Cunningham, Dement, Floyd, Hogue, Johnson of Autauga, Kent, Lanier, Long, Newman, Newsom, Nolen, Owens, Pickens, Price, Ramsay, Robinson of Conecuh, Sharit, Shields, Skeggs, Tyson, Underwood, Walker of Marengo, Welborn, Wright of Lee.

Mr. Lane asked and obtained leave to have spread upon the Journal his reasons for voting yea, as follows:

I am in favor of a strong commission with arbitrary power. Opposed to a weak commission, with only advisory powers, as my two former votes have shown; but as experimental railroad legislation is desired by many, so as to afford experiments for future government of legislation, I will vote in this extremity in the affirmative.

The House adopted the report of the committee—yeas 52, nays 37.

Yeas—Messrs. Speaker, Armstrong, Bankhead, Beck, Billingslea, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Cowart, Clark, Davidson, Donoho, Foster, Gilmore, Grayson, Ham-

mound, Harris, Heacock, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Maddox, Milner, Morrisette, McCullough, Nelson, Nettles, Nowlin, Patton, Pound, Powell, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Smith, Taylor, Thomas, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Yays—Messrs. Austill, Agnew, Avery, Beard, Bowdon, Brewer, Calloway, Camp, Collier, Cunningham, Dement, Floyd, Hogue, Johnson of Autauga, Kent, Lanier, Long, Martin, Mason, Newman, Newsom, Nolen, Owens, Pickens, Price, Ramsay, Robinson of Conecuh, Sharit, Shields, Skeggs, Slaughter, Tyson, Underwood, Waller, Walker of Montgomery, Welborn, Wright of Lee.

Messrs. Price, Waller, Bowdon, Walker, Skeggs and Owens, asked leave to file the following protest :

We protest against adopting the report of the committee of conference, and against the passage of the bill recommended by the committee, for the reason that we regard the 5th and 6th sections of the bill, which are hereto attached, wholly in the interest and for the benefit of the railroads, and against the right and interest of the people.

T. H. PRICE,
C. E. WALLER,
S. E. BOWDON,
H. T. WALKER,
W. E. SKEGGS,
J. J. OWENS.

SECTION 5. *Be it further enacted*, That in all suits or proceedings under this statute, the defendant may give in evidence the fact that the rates or terms, in respect to which extortion is alleged, had been previously approved by the railroad commission hereinafter established, and such approval shall be *prima facie* evidence that such rates or terms were not extortionate.

SEC. 6. *Be it further enacted*, That no rates, or charge for services, in the transportation of freight over any railroad, shall be held or considered extortionate, or excessive, in any proceeding under this act, if it appears from the evidence that the net earnings of such railroad for transporting freights, if done without unjust discrimination, on the basis of such rate or charge, together with the net earnings from its passenger and other traffic, would not amount to more than a fair and just return on the value of such railroad, its appurtenances and equipments.

Mr. Hammond submitted the following:

This bill is not such as I wished in all its features, but believing the people expect and require of this legislature the creation of a commission, and as it is now too late to pass any other, unless an extra session be called, I therefore vote aye, and trust to future legislation to correct its errors and defects.

J. D. HAMMOND.

Mr. Cowart, from the committee on education, reported favorably to the bill—

H. B. 965. To establish a separate school district in Dallas county.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Langdon, Mason, McCullough, Nelson, Pound, Powell, Renfro, Sanders, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

The House next proceeded to consider the special order, viz: the reports of the majority and minority of committee on privileges and elections upon certain amendments to the election law.

The question pending being the motion of Mr. Lane, to substitute the minority report of Messrs. Long, Shields and Barnett;

Mr. Skeggs moved to lay the majority and minority reports on the table.

Carried—yeas 54, nays 35.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Beard, Beck, Betts, Billingslea, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Clark, Davidson, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Lanier, Langdon, Lary, Mason, Morrisette, McCullough, Nelson, Nowlin, Pound, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Smith, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Wel-

born, White, Wilson of Chambers, Wimberly, Wright of Russell.

Nays—Messrs. Bankhead, Bowdon, Brooks of Macon, Calloway, Camp, Collier, Cowart, Cunningham, Dement, Floyd, Grayson, Hogue, Johnson of Blount, Kent, Kirkland, Lane, Long, Maddox, Martin, Newman, Newsom, Nolen, Owens, Patton, Pickens, Robinson of Conecuh, Sharit, Shields, Slaughter, Underwood, Vaught, Watts, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Cunningham asked leave to have the following spread upon the journal :

I believe in justice, fairness and right, and think that the report should be voted upon, in consideration of its merits alone, and not from policy; therefore, no.

R. M. CUNNINGHAM.

The speaker ruled, that the motion only carried on the table the majority report, and also the report of Messrs. Long, Shields and Barnett; and that the question before the House was, the report of Mr. Lanier, and substitute reported by him.

Mr. White moved to lay the report and substitute on the table.

Carried—yeas 50, nays 37.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Beard, Billingslea, Bowdon, Bradford, Brassfield, Brewer, Brown of Tuskalooza, Brown of Russell, Caffee, Calhoun, Calloway, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Langdon, Lary, Maddox, Mason, Morrisette, McCullough, Nelson, Newman, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sheldon, Sharit, Skeggs, Slaughter, Smith, Tyson, Waller, Walker of Marengo, Walker of Montgomery, White, Wilson of Chambers, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Bankhead, Brooks of Macon, Bruce, Camp, Collier, Cowart, Cunningham, Clark, Dement, Floyd, Grayson, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Long, Martin, Milner, Newsom, Nolen, Nowlin, Owens, Patton, Pickens, Robinson of Conecuh, Robinson of Jackson, Shields, Skeggs, Underwood, Vaught, Watts, Welborn, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Cowart, from the committee on education, reported a substitute for the bill—

H. B. 175. Entitled an act to regulate the issuance of certificates to the teachers of public schools.

The substitute was adopted, and the bill was read the third time and passed—yeas 50, nays 3.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Barnett, Beard, Billingslea, Bradford, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Mason, Morrisette, Nelson, Nettles, Nolen, Owens, Patton, Pound, Powell, Price, Renfro, Robinson of Jackson, Sheldon, Skeggs, Smith, Thomas, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Hogue, Newman, Underwood.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 25, 1881.

Mr. Speaker :

The Senate has concurred in the report of the committee of conference on the bill—

H. B. 171. To establish a board of railroad commissioners for the State of Alabama, to define the powers and prescribe the duties of said board, and to provide for the payment of the expenses of the same.

WM. L. CLAY, Secretary.

Mr. Foster, from the committee on commerce and common carriers, reported favorably to the bill—

H. B. 955. To require officers of steamboats to take receipts for freight delivered by them at public landings.

The bill was read the third time and passed—yeas 48, nays 5.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Bowdon, Bradford, Brewer, Brooks of Covington, Brown of Russell, Caffee, Calhoun, Calloway, Cowart, Foster, Gilmore, Hammond, Hogue, Johnson of Blount, Kirkland, Lane, Langdon, Maddox, Morrisette, McCullough, Newsom, Nettles, Nowlin, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Brassfield, Brown of Tuskaloosa, Bruce, Clark, Milner.

Mr. Clark submitted the following :

Mr. Speaker :

The committee of conference, to which was referred the Senate bill 136, in reference to the incorporation of Gainesville Male Academy, beg leave to report that they recommend the bill, as engrossed, to be amended, by adding to section 4 the words, to-wit: "So long as the same is used for educational purposes;" and, as amended, recommended to passage.

A. G. SMITH,
T. N. McCLELLAN,
of the Senate,

T. C. CLARK,
J. R. RAMSAY,
W. F. GLOVER,
of the House.

The report was adopted.

Yeas 61, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calloway, Cowart, Clark, Davidson, Donoho, Foster, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Mason, Morrisette, Nelson, Newman, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sharit, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

The House concurred in the amendment of the Senate to the bill—

H. B. 821. To prohibit the sale of spirituous, vinous and malt liquors within the limits of Macon county.

Yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Beard, Beck, Bowdon, Bradford, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Donoho, Foster, Hammond, Harris, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nolen, Nowlin, Patton, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Skeggs, Slaughter, Smith, Thomas, Underwood,

Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

Also, concurred in amendments of Senate to the bill—

H. B. 121. To amend section 4405 of the Code.

Yeas 43, nays 12.

Yeas—Messrs. Austill, Agnew, Armstrong, Beard, Beck, Bowdon, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Cowart, Davidson, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lary, Mason, McCullough, Nettles, Nowlin, Owens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Skeggs, Smith, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly.

Nays—Messrs. Speaker, Billingslea, Collier, Foster, Hogue, Long, Morrisette, Nelson, Newsom, Robinson of Conecuh, Tyson, White.

Also, concurs in amendments of Senate to the bill—

H. B. 776. To prohibit the making or selling spirituous or malt liquors, or other intoxicating drinks within the counties of Dale and Henry.

Yeas 54, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Beard, Billingslea, Bowdon, Bradford, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloun, Calloway, Cowart, Davidson, Donoho, Glover, Grayson, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Mason, Morrisette, McCullough, Nowlin, Owens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sowell, Skeggs, Slaughter, Smith, Tayler, Tyson, Thomas, Underwood, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, concurred in the amendment of the Senate to the bill—

H. B. 123. To amend section 4205 of the Code.

Yeas—53, nays 2.

Yeas—Messrs. Speaker, Agnew, Bankhead, Beard, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Clark, Donoho, Glover, Grayson, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Martin, Mason, Morrisette, McCullough, Nelson, Newsom, Nowlin, Pickens, Pound, Powell,

Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Slaughter, Smith, Thomas, Vaught, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Armstrong and Underwood.

Also, concurred in the amendment of the Senate to the bill—

H. B. 59. For the preservation of game and birds in Perry and Russell counties.

Yeas 61, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Beard, Bowdon, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Glover, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Long, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sharit, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, concurred in amendments of Senate to bill—

H. B. 162. To prohibit the sale, or giving away of spirituous, vinous, or malt liquors in Lowndes county, except in incorporated towns and cities.

Yeas 65, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Bankhead, Beard, Bowdon, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Hammond, Harris, Hogue, Johnson of Autauga, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Lee.

Also, concurred in the amendment of the Senate to the bill—

H. B. 37. To require trustees and assignees to give bond in cases, created by will or deed.

Yeas 52, nays 0.

Yeas—Messrs. Anstall, Agnew, Armstrong, Bankhead, Brass-

field, Brewer, Brooks of Covington, Brown of Tnskalooosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Donoho, Foster, Gilmore, Glover, Harris, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newsom, Nowlin, Pickens, Pound, Powell, Price, Sowell, Sharit, Skeggs, Slaughter, Taylor, Thomas, Vaught, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, concurred in the amendment of the Senate to the bill—

H. B. 458. To fix the time of holding the circuit courts in the sixth judicial circuit.

Yeas 52, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Bankhead, Beard, Brassfield, Brewer, Brooks of Covington, Brown of Tnskalooosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Harris, Hogue, Johnson of Blount, Kirkland, Lary, Long, Martin, Mason, Milner, Newsom, Nowlin, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Shields, Skeggs, Slaughter, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, proceeded to consider the amendment of the Senate to the bill—

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters, or intoxicating beverages of any kind or description, within the limits of the county of Bibb.

Mr. Vaught offered an amendment, which was adopted, and as amended, the Senate amendment was concurred in—yeas 55, nays 0.

Yeas—Messrs. Austill, Agnew, Avery, Billingslea, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Gilmore, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Newsom, Nowlin, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Slaughter, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also, proceeded to consider the amendments of the Senate to the House amendments to the bill—

H. B. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or any intoxicating bitters, within three miles of Hepzibah Baptist church, Pike county.

The House concurred in the said amendments—yeas 56, nays 0.

Yeas—Messrs. Anstill, Agnew, Armstrong, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Antauga, Johnson of Blount, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nowlin, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sharit, Slaughter, Smith, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, proceeded to consider the amendment of the Senate to the bill—

H. B. 115. To amend section 4731 of the Code.

Mr. Glover moved to amend the amendment, by striking out the word "working," where it occurs. Adopted.

Pending its consideration, the hour of 1 p. m. arrived, when the House proceeded to the consideration of the veto message of the Governor to the bill—

H. B. 113. To protect the farmers of the State in the purchase of commercial fertilizers.

The question being, shall the bill pass, the veto of the Governor to the contrary notwithstanding? It was put and lost—yeas 33, nays 45.

Yeas—Messrs. Agnew, Armstrong, Avery, Bowdon, Bradford, Brassfield, Brooks of Covington, Brown of Russell, Bruce, Calloway, Gilmore, Harris, Heacock, Hogue, Lanier, Langdon, Lary, Mason, McCullough, Nolen, Nowlin, Owens, Pound, Powell, Robinson of Conecuh, Sowell, Skeggs, Slaughter, Tyson, Thomas, Watts, White, Wright of Lee, Wright of Russell.

Nays—Messrs. Speaker, Bankhead, Beard, Brewer, Brooks of Macon, Brown of Tuskaloosa, Caffee, Camp, Cowart, Clark, Davidson, Dement, Donoho, Foster, Floyd, Hammond, Johnson of Antauga, Johnson of Blount, Kent, Kirkland,

Lane, Long, Maddox, Martin, Milner, Morrisette, Nelson, Newman, Newsom, Pickens, Ramsay, Renfro, Robinson of Jackson, Sheldon, Smith, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 25, 1881.

Mr. Speaker:

The Senate has originated and passed the following bill, and ordered the same forthwith to the House, without engrossment.

s. 438. To amend subdivision 3 of section 2830 of the Code;

And has concurred in the report of the committee of conference on the bill—

s. 136. To incorporate the Gainesville Male Academy.

W. L. CLAY, Secretary.

The Senate bill just received, whose title is set forth in the foregoing message, was read once, and ordered to a second reading on to-morrow.

The House took a recess until 3½ p. m.

EVENING SESSION.

FEBRUARY 25, 1881.

The House re-assembled at 3:30 p. m.;

And resumed the consideration of the amendment of the Senate to the bill—

H. B. 115. To amend section 4731 of the Code;

And concurred in the amendment of the Senate as amended—yeas 49, nays 2.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beard, Bulger, Brooks of Covington, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Davidson, Dement, Foster, Glover, Grayson, Harris, Johnson of Autauga, Lane, Langdon, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Owens, Pound, Renfro, Robinson of Conecuh, Robinson of Jackson, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Collier and Tyson.

CORPORATIONS.

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 548. To incorporate the East Tallassee Bridge Company.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas — Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Bulger, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Glover, Grayson, Harris, Heacock, Johnson of Autauga, Lane, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newsom, Nowlin, Owens, Pound, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sharit, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell.

The Clerk was, on motion of Mr. Lane, instructed to request the return from the Senate of H. B. 715.

Mr. Brown of Tuskaloosa, from same committee, reported favorably to the bill—

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing Company.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas — Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Bulger, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Glover, Grayson, Harris, Johnson of Autauga, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nowlin, Owens, Pound, Powell, Sanders, Sharit, Slaughter, Smith, Tyson, Thomas, Underwood, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 25, 1881.

Mr. Speaker:

The Senate has originated and passed the following bills,

and has ordered the same forthwith, without engrossment, to the House :

s. 376. To regulate the number of grand and petit jurors for Morgan county;

s. 427. To regulate the issuing of license to sell vinous or spirituous liquors in Morgan county ;

s. 358. To protect persons in possession of personal property to which they claim no title against other persons claiming title thereto adversely to each other.

The Senate has amended the House amendment, and concurred in the amendments of the same, to the bill—

s. 197. To amend an act for the more efficient organization of the volunteer militia of Alabama.

WM. L. CLAY, Secretary.

The Senate bills just received, the titles of which are set out in the foregoing message, were severally read once and ordered to a second reading on to-morrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 25, 1881.

Mr. Speaker:

The Senate has concurred in the House amendments to, and hereby returns, as requested, the bill—

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating beverages of any kind or description, within the limits of the county of Bibb.

WM. L. CLAY, Secretary.

Mr. Lane moved to re-consider the votes by which the House amended the amendment of the Senate, and concurred in said amendment, to the bill—

H. B. 715. To prohibit the sale, &c., of liquors in Bibb county.

Agreed to.

Mr. Robinson of Jackson moved that the House do not concur in the amendment.

Agreed to.

APPROPRIATIONS.

Mr. Brown of Tuskaloosa reported favorably to the bill—

H. B. 582. For the relief of the National Bank of Birmingham, Alabama.

The bill was read the third time and passed—yeas 50, nays 12.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Cowart, Cunningham, Clark, Davidson, Gilmore, Glover, Hammond, Harris, Johnson of Autauga, Kent, Kirkland, Lary, Long, Milner, Morrisette, McCullough, Nelson, Newsom, Nolen, Nowlin, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Slaughter, Smith, Taylor, Vaught, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bulger, Brewer, Dement, Grayson, Johnson of Blount, Maddox, Martin, Mason, Newman, Skeggs, Thomas, Underwood.

Mr. Brooks of Macon, from the committee on fees and salaries, reported favorably to the bill—

H. B. 990. To make appropriations for the payment of the salary of the chancellor of the northern chancery division.

The bill was read the third time and passed—yeas 51, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bulger, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Camp, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Johnson of Autauga, Lanier, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Newsom, Nowlin, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Slaughter, Smith, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Mr. Underwood voted nay.

By leave, Mr. Collier, from the committee on local legislation, reported favorably to the bill—

H. B. 900. To authorize the court of county commissioners of Clarke county to settle with J. J. Parker, late tax collector.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beard, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Clark, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Mason,

Milner, Morrisette, McUnlough, Newsom, Nettles, Nolen, Nowlin, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Powell, from the committee on temperance, reported a substitute for the bill—

H. B. 575. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, at or within a radius of five miles from the courthouse, in the town of Marion, in Perry county.

The substitute was adopted.

Amendments were offered to the bill; all of which were adopted.

The title was amended.

Mr. Sharit moved to amend, by adding, that it shall be lawful to sell vinous, spirituous, or malt liquors, by the wholesale in the town of Elyton, Alabama.

On motion of Mr. Kent the amendment was laid on the table.

The bill was read the third time and passed—yeas 54, nays 4.

Yeas—Messrs. Anstill, Beard, Beck, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Cunningham, Clark, Dement, Donoho, Floyd, Gilmore, Hammond, Harris, Heacock, Johnson of Antauga, Kirkland, Lary, Long, Martin, Mason, McCullough, Newman, Newsom, Nettles, Nolen, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sheldon, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Billingslea, Langdon, Sharit, Wright of Russell.

Mr. Powell, from same committee, reported a substitute for House bill—

H. B. 897. To prohibit the sale of spirituous, vinous, or malt liquors, or intoxicating beverages, in Marvyn's beat 3, Russell county.

The substitute was adopted.

Amendments were made to the bill, the title was amended,

and the bill read the third time and passed—yeas 61, nays 8.

Yeas—Messrs. Austill, Bankhead, Beard, Beck, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Dement, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nolen, Nowlin, Patton, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sheldon, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Billingslea, Lanier, Langdon, Nelson, Newson, Sowell, Sharit, Wright of Russell.

Mr. Watts, from judiciary committee, reported favorably to the bill—

H. B. 772. To amend section 4230 of the Code.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Brassfield, Brown of Tuskaloosa, Bruce, Calloway, Camp, Cowart, Cunningham, Cleveland, Davidson, Dement, Floyd, Gilmore, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Long, Martin, Milner, McCullough, Nettles, Patton, Pickens, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee.

Mr. Davidson, from the committee on agriculture, reported favorably to the bill—

H. B. 787. Declaring the wanton injury to, or felonious taking of lumber logs a felony, and fixing the punishment of such offense.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Beck, Billingslea, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Lary, Long, Martin, Mason, Milner, McCullough,

Newman, Nettles, Nowlin, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Davidson, from same committee, reported favorably to the bill—

H. B. 779. To prevent stock from running at large in that part of Dallas county lying south of Cahaba and Prairie Bluff road, between Bogue Chitto and Chillatchie creeks, and to extend to the Alabama river.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Anstill, Armstrong, Billingslea, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Calloway, Cowart, Clark, Davidson, Dement, Gilmore, Grayson, Harris, Heacock, Kent, Kirkland, Lanier, Langdon, Lary, Long, Martin, McCullough, Nelson, Nettles, Nowlin, Pound, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Tyson, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

H. B. 881. To protect persons who can not write their names in the execution of any instruments waving exemptions.

The bill was read the third time and passed—yeas 39, nays 17.

Yeas—Messrs. Speaker, Anstill, Armstrong, Bankhead, Beck, Billingslea, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Russell, Bruce, Calloway, Cowart, Clark, Davidson, Dement, Johnson of Autauga, Lane, Langdon, Mason, McCullough, Nelson, Newman, Nettles, Pound, Price, Ramsay, Renfro, Sanders, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Agnew, Camp, Collier, Grayson, Hammond, Hogue, Kent, Lanier, Lary, Long, Maddox, Martin, Milner, Skeggs, Tyson, Vaught, Wilson of Shelby—17.

By leave, Mr. Watts, from the judiciary committee, reported favorably to the bill—

H. B. 994. To increase temporarily the salaries of the judges of the supreme court.

The bill was read the third time and passed—yeas 53, nays 28.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beck, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Calhoun, Calloway, Collier, Cowart, Clark, Davidson, Dement, Donoho, Foster, Glover, Grayson, Hammond, Harris, Kent, Lane, Lanier, Langdon, Lary, Maddox, Mason, Milner, McCullough, Nelson, Nettles, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Smith, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Russell.

Nays—Messrs. Agnew, Beard, Bowdon, Bulger, Brewer, Brown of Russell, Bruce, Camp, Cunningham, Floyd, Gilmore, Heacock, Hogue, Kirkland, Long, Martin, Newman, Newsom, Nolen, Nowlin, Ramsay, Sowell, Sharit, Slaughter, Underwood, Vaught, Wright of Butler, Wright of Lee.

Mr. Waller moved that majority and minority reports of the committee on privileges and elections to certain changes in the election law be taken from the table. Carried.

Mr. Bankhead moved to substitute the sub-minority report of Mr. Lanier;

Which was agreed to.

And the substitute for House bill—

H. B. 208. To amend an act to amend section 274 of the Code of 1876, approved February 12, 1879;

Being before the House on the report from the minority of the committee on privileges and elections;

It was adopted, and the bill was read the third time and passed—yeas 64, nays 8.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Beck, Billingslea, Bowden, Bulger, Bradford, Brooks of Macon, Brown of Russell, Calhoun, Calloway, Cowart, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Hogue, Johnson of Autauga, Lane, Lanier, Langdon, Lary, Long, Mason, Milner, McCullough, Nelson, Newman, Nolen, Nowlin, Pound, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sowell, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Camp, Cunningham, Johnson of Blount, Kirkland, Nettles, Pickens, Underwood, White.

Mr. Bankhead moved to re-consider the vote by which the bill—

H. B. 881. To protect persons who cannot write their names, &c.,

Passed. Agreed to.

Mr. Mason moved to lay the bill on the table. Agreed to.

By leave, Mr. Watts, from judiciary committee, reported a favorably to the bill—

H. B. 590. To amend section 2222 of the Code, and to amend an act entitled "An act to amend section 2223 of the Code of Alabama," approved December 3, 1878.

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Anstill, Bankhead, Beard, Billingslea, Bowdon, Bulger, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Mason, Milner, McCullough, Nelson, Nettles, Owens, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Skeggs, Smith, Taylor, Underwood, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

By leave, Mr. Brewer, from the committee on ways and means, reported a substitute for the bill—

H. B. 893. To tax sleeping or palace car companies.

The substitute was adopted;

And the bill read the third time and passed—yeas 63, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of A., Johnson of Blount, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Mason, McCullough, Newman, Newsom, Nowlin, Pickens, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Slaughter, Taylor, Tyson, Thomas, Vaught,

Waller, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Mr. Milner voted nay.

Mr. Bradford, from committee on game laws, reported favorably to the bill—

H. B. 896. To protect mocking birds.

The bill was read the third time and lost—yeas 26, nays 33.

Yeas—Messrs. Speaker, Billingslea, Bowdon, Bradford, Brassfield, Brown of Tuskaloosa, Bruce, Clark, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Blount, Langdon, Lary, Nelson, Nettles, Powell, Renfro, Robinson of Conecuh, Robinson of Jackson, Skeggs, Underwood, Vaught, Watts, White, Wilson of Shelby.

Nays—Messrs. Armstrong, Avery, Bankhead, Bulger, Brooks of Covington, Brown of Russell, Camp, Collier, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Hogue, Johnson of Autauga, Kent, Long, Maddox, Mason, Milner, Newman, Newsom, Nolen, Nowlin, Pickens, Price, Sharit, Slaughter, Smith, Tyson, Thomas, Walker of Marengo, Wilson of Chambers.

Mr. Robinson of Jackson, from the committee on local legislation, reported favorably to the bill—

H. B. 967. To amend section 837 of the Code, so far as the same relates to the county of Etowah.

The bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Bankhead, Beard, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Gilmore, Glover, Grayson, Hammond Harris, Hogue, Johnson of Autauga, Johnson of Blount, Long, Maddox, Martin, Mason, Milner, Nelson, Nowlin, Owens, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Watts, Welborn, Wilson of Chambers, Wright of Butler, Wright of Russell.

Mr. Austill voted no.

On motion of Mr. Johnson of Blount, the House adjourned until to-morrow morning 9½ o'clock.

HOUSE OF REPRESENTATIVES,

SATURDAY, February 26, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce of the House.

On call of the roll, there were present :

Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pomd, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

On motion of Mr. Price, the reading of the Journal of yesterday was dispensed with.

Leave of absence for the remainder of the session, to Messrs. Burnett, Sanders, Grayson, Brooks of Covington, Calhoun, Smith.

BILLS ON SECOND READING.

The Senate bills—

s. 438. To amend subdivision 3 of section 2830 of the Code;

s. 358. To protect persons in possession of personal property, to which they claim title against other persons claiming title thereto adversely to each other;

Were severally read the second time, and referred to the judiciary committee

The Senate bill—

s. 351. To amend section 25 of an act to establish a new charter for the city of Opelika, approved March 19, 1873:

Was read the second time, and referred to the committee on corporations.

The Senate bills—

s. 223. To amend section 9 of the charter of the town of Auburn, in Lee county, Alabama;

s. 427. To regulate the issuing of license to sell vinous, or spirituous liquor dealers, in Morgan county;

Were severally read the second time, and referred to the committee on temperance.

The Senate bill—

s. 376. To regulate the number of grand and petit jurors for Morgan county;

Was read the second time, and referred to the committee on local legislation.

The Senate bill—

s. 108. To amend sections 1400 and 1401 of the Code;

Was read the second time, and referred to a special committee, consisting of Representatives from Mobile.

The Senate bill—

s. 252. For the relief of John B. Shields of Walker county;

Was read the second time, and referred to special committee of three. Committee: Messrs. Brewer, Cunningham and Owens.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 26, 1881.

Mr. Speaker :

The Senate has passed the following House bills, without amendment:

H. B. 683. To prevent the running at large of stock in certain portions of Greene county;

H. B. 654. To fix the rate of taxation in this State;

H. B. 907. To amend section 429 of the Code of Alabama;

H. B. 146. For the relief of Robert Q. Prior, as late tax collector of Perry county, Alabama;

H. B. 536. To fix the times when the civil and criminal business in the circuit court of Butler county, Alabama, shall be fixed;

H. B. 223. To repeal an act entitled an act for the preservation of game animals and birds for Choctaw and other counties, approved February 2, 1877, as to Choctaw county, and certain portions of Sumter county;

H. B. 668. To allow the treasurer of Baldwin county fees for receiving and disbursing county revenue;

H. B. 511. To repeal an act entitled an act to incorporate

the town of Orion, in the county of Pike, as to that portion of said town lying within the county of Montgomery;

H. B. 970. To amend section 2800 of the Code;

H. B. 580. To so change the boundary line between the counties of Hale and Greene that the present bed of the Black Warrior river be the dividing line;

H. B. 648. To amend an act entitled an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county;

H. B. 642. To fix the number of Representatives in the lower House, or House of Representatives of the General Assembly of this State, and to distribute them among the several counties.

The Senate has amended, as therein shown, and passed the bill—

H. B. 956. To authorize the commissioners courts of the counties of Marengo, Sumter, Montgomery, Greene, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry to establish or abolish districts in which stock may be prevented from running at large;

And has concurred in House amendment to Senate amendment to the bill—

H. B. 115. To amend section 4731 of the Code of Alabama.

The Senate has refused to concur in the report of the conference committee upon the bill—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away or otherwise disposed of in said county, or any beat therein;

And requests a new conference committee.

Committee on part of Senate: Messrs. Luckie, Seay and Roquemore.

• W. L. CLAY, Secretary.

The House agreed to the request of the Senate.

Committee on part of House: Messrs. Bankhead, Cunningham, Beard, Thomas and Slaughter.

By leave, Mr. Powell, from the committee on temperance, reported favorably, to the bill—

H. B. 716. To repeal an act to prevent the sale of vinous or spirituous liquors within one mile of Springville Academy, in St. Clair county, approved February 24, 1860.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Beard, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Cooley, Cowart, Cunningham, Floyd, Gilmore, Glover Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Long, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sharit, Shields, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wimberly, Wright of Butler, Wright of Lee.

Also, favorably to the bill—

H. R. 717. To repeal an act entitled “an act to incorporate the town of Springville, in the county of St. Clair,” approved April 9, 1873.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Bankhead, Beard, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Cooley, Cowart, Cunningham, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lanier, Long, Maddox, Martin, Morrisette, McCullough, Newman, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Ramsay, Renfro, Robinson of Conecuh, Sharit, Shields, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wimberly, Wright of Butler, Wright of Lee.

Mr. Grayson, from select committee, reported favorably to the bill—

S. 442. To authorize the court of county commissioners of Colbert county to issue the bonds of said county for an amount not exceeding ten thousand dollars, for the purpose of assisting in the building a courthouse in said county.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Avery, Bankhead, Barnett, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calhoun, Calloway, Camp, Collier, Cowart, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Hea-

cock, Johnson of Autauga, Kent, Kirkland, Lary, Long, Maddox, Martin, Milner, Morrisette, Newsom, Nolen, Nowlin, Pound, Ramsay, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 923. To incorporate the Fire Company, Citizens No. 2, of Union Springs, Alabama.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Bruce, Cowart, Cunningham, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Martin, McCullough, Newman, Newsom, Nettles, Owens, Pound, Powell, Price, Renfro, Sharit, Shields, Skeggs, Smith, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Collier, from the committee on local legislation, reported favorably to the bill—

S. 123. For the relief of Martin & Clark, of Calhoun county.

The bill was read the third time and passed—yeas 42, nays 12.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Bradford, Brooks of Covington, Brown of Russell, Bruce, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Dement, Floyd, Gilmore, Glover, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Nolen, Owens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sharit, Shields, Slaughter, Taylor, Underwood, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler.

Nays—Messrs. Brewer, Davidson, Donoho, Foster, Hogue, Johnson of Blount, Kirkland, Lanier, Nelson, Ramsay, Thomas, Walker of Marengo.

Mr. Nelson, from the committee on corporations, reported adversely to the bill—

S. 85. To incorporate the Gulf Coal Company.

Mr. Lanier submitted the following :

We, the undersigned, respectfully dissent from the majority report upon Senate bill No. 85 ;

And submit this minority report in favor of said bill, as amended by the committee on corporations, for the following reasons :

This bill had passed the Senate, and was pending in this House, before this body acted upon the bill, extending the charter of the Tuskaloosa Coal and Slackwater Company. The House bill is now pending in the Senate. The Senate bill having been amended by the committee on corporations, would, if acted upon favorably by the House, have to be returned to the Senate, and that body having both bills before it, could pass one or the other, as that body might deem best.

If the House declines to pass the Senate bill, because the House bill upon the same subject is pending in the Senate, or it is reasonable to suppose the Senate, for the same reason, will decline to pass the House bill, and both bills will fail.

Respectfully submitted,

H. AUSTILL,
B. C. LANIER,
JAMES M. WRIGHT,
LESLIE B. SHELDON.

Mr. Lanier moved to substitute the minority for the majority report.

The motion prevailed.

Mr. Nelson offered an amendment, which was adopted.

The bill was read the third time and passed—yeas 57, nays 20.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beck, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Russell, Bruce, Calhoun, Camp, Cowart, Cunningham, Clark, Davidson, Dement Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Heacock, Johnson of Autauga, Kirkland, Lanier, Langdon, Mason, McCullough, Nettles, Nowlin, Pound, Powell, Price, Renfro, Robinson of Jackson, Sowell, Sheldon, Skeggs, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Agnew, Beard, Beck, Bulger, Head, Hogue, Johnson of Blount, Long, Maddox, Martin, Mason, Milner,

Nelson, Newman, Newsom, Nolen, Ramsay, Sharit, Shields, Underwood.

By leave, Mr. Kent, from the committee on mines and manufacturing, reported favorably to the bill—

H. B. 937. To protect persons owning lands adjoining coal mines.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bulger, Bradford, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Johnson of Autanga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Morresette, McCullough, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Waller, Walker of Montgomery, Watts, Welborn, Wright of Butler.

By leave, Mr. Robinson of Jackson, from committee on local legislation, reported favorably—

H. B. 816. To amend an act approved January 28, 1879, authorizing owners of lots in the town of Gadsden, Ala., to remove remains of deceased persons therefrom,* and reinter in the cemetery, or Grove Ford, be so amended, as to include lots 35, 36, and 113.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Bowdon, Bradford, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson, of Autanga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Morrisette, Newman, Nettles, Nowlin, Pound, Powell, Price, Robinson of C., Robinson of J., Sowell, Sheldon, Shields, Skeggs, Smith, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, Wright of Butler, Wright of Lee.

Mr. Powell, from committee on temperance, reported favorably to the bill—

H. B. 993. To repeal section 4202 of the Code, so far as it relates to Butler and Choctaw counties.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Avery Bowdon, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Cunningham, Clark, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Long, Maddox, Martin, McCullough, Newman, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Robinson of Jackson, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wright of Butler, Wright of Lee.

By leave, Mr. Pawell, from the committee on temperance, reported a substitute for the bill—

H. B. 554. To prevent the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors within four miles of Liberty Chapel church, in beat 13, in Barbour county.

The substitute was adopted, and the bill read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bulger, Bradford, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Dement, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Nettles, Nolen, Nowlin, Patton, Pickens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wright of Butler.

By leave, Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 924. To incorporate the Bibb Iron Works Company of the county of Bibb.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Bowdon, Bradford, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Morrisette, Newman, Nettles, Nowlin, Pound, Powell, Price,

Robinson of Conceh, Robinson of Jackson, Sowell, Sheldon, Shields, Skeggs, Slaughter, Smith, Thomas, Underwood, Vaught, Watts, Welborn, Wright of Butler, Wright of Lee.

Mr. Waller, from special committee, reported favorably to the bill—

s. 373. In execution of the power of the State of Alabama, in relation to the lands granted to this State which are within fifteen miles from and on each side of the line of the railroad heretofore long known as the Alabama and Chattanooga Railroad, by the act of Congress of June 3, 1856, entitled "An act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State," and the act of Congress of April 10th 1869, entitled "An act to renew certain grants of land to the State of Alabama."

The bill was read the third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Mason, McCullough, Newman, Nettles, Owens, Patton, Pound, Powell, Price, Renfro, Robinson of Conceh, Robinson of Jackson, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wright of Butler, Wright of Lee, Wright of Russell.

On motion of Mr. Cowart, the bill—

n. B. 962. To organize and regulate a system of public instruction;

Was taken from the table.

Mr. Cowart moved to amend, by way of a substitute, entitled an act to amend sections 10, 11, 31, 34, 43, 47 and 77 of an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879.

The substitute was adopted.

Mr. Grayson moved to amend, by striking out \$200, and inserting \$50. Adopted.

Mr. Walker of Marengo moved to amend, so as to make the maximum pay for teachers \$80, instead of \$50. Adopted.

Mr. Hogue moved to amend, so as to make the salary of

the State Superintendent \$2000, instead of \$2250. Lost—yeas 14, nays 60.

Yeas—Messrs. Beard, Brown of Russell, Bruce, Caffee, Camp, Dement, Floyd, Hogue, Newsom, Ramsay, Robinson of Jackson, Underwood, Walker of Marengo and Wright of Lee—14.

Nays—Messrs. Speaker, Anstill, Agnew, Armstrong, Bankhead, Bowdon, Bradford, Brooks of Macon, Brown of Tuscaloosa, Calloway, Collier, Cowart, Cunningham, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Antauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Nettles, Nolen, Nowlin, Owens, Patton, Pound, Powell, Price, Rensfro, Sowell, Sheldon, Sharit, Shields, Skeggs, Smith, Taylor, Thomas, Vaught, Walker of Montgomery, Watts, White, Wilson of Shelby, Wright of Butler, Wright of Russell.

Mr. Camp moved to amend, by striking out all after word "district," and including word "month." Adopted.

Mr. Calloway moved to amend, by adding: *Provided*, that when a number of schools is established in a township, that children in said township be allowed their *pro rata* of the school fund for such township, irrespective of the time that the school is taught.

Mr. Hogue moved to lay the bill on the table. Lost.

The amendment of Mr. Calloway was lost.

Mr. Hogue moved to amend, so as to make the minimum attendance of scholars, as to Perry county, eight, instead of ten, as in the bill. Lost.

Mr. Dement moved to amend, so as to require teachers to be paid monthly, (4th Saturday). Lost.

Mr. Bankhead called for the previous question, and it was sustained.

Mr. Hogue raised the point of order, that the Rules required the bill to be engrossed before its third reading, two amendments having been engrafted on it;

Whereupon, Mr. Brooks of Macon, moved that this Rule be suspended, which was carried;

And the bill was read the third time and passed—yeas 38, nays 36.

Yeas—Messrs. Anstill, Armstrong, Avery, Bankhead, Bowdon, Bradford, Brooks of Macon, Bruce, Camp, Collier, Cowart, Cunningham, Donoho, Foster, Floyd, Hammond, Harris, Johnson of Antauga, Johnson of Blount, Kirkland,

Langdon, Maddox, Mason, McCullough, Newsom, Nettles, Nowlin, Patton, Price, Renfro, Robinson of Jackson, Sheldon, Shields, Slaughter, Thomas, Watts, Welborn, White.

Nays—Messrs. Speaker, Beard, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Caffee, Calloway, Clark, Davidson, Dement, Gilmore, Heacock, Head, Hogue, Kent, Lane, Lanier, Lary, Long, Milner, Nelson, Nolen, Pickens, Pound, Powell, Ramsay, Sowell, Sharit, Skeggs, Underwood, Vaught, Walker of Marengo, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Slaughter asked to have the following spread on the Journal:

The undersigned votes "aye," for the purpose of permitting necessary amendments to the present school law, to render it more efficient.

But enters a protest against the manner of paying the teachers and distributing the public fund according to the per capita plan of the present system, for the following reasons:

1. It is unsuited to our agricultural population.
2. The fund is so small that, of itself, it can not run the public schools but two months, and must depend upon the people to conduct the schools longer. This conflict between interests proves injurious to schools and education.
3. It encourages short schools, and interrupts those desiring longer schools.
4. There is no certain guide in the distribution of the public fund. It depends upon guessing and contingency.
5. It does injustice to the teacher in the unequal distribution of the public fund.
6. It does injustice to the people, as the teacher pockets money he does not earn.
7. By its general operations it is proving disastrous to education in the country districts.
8. It is lowering the standard of education in country districts.
9. It is driving all academies from country districts, and forcing the people, who desire anything beyond a primary education, to the expense of sending their children to towns and cities, or abandoning their farms and moving to the same points for the purpose of educating them.

10. The statistics for the last two years show that, under the most favorable auspices, there has been a decline in the

public schools in the State, and this has been produced by the present system of paying teachers.

11. This system is the last relic of radicalism imposed upon the people in 1868, without their consent, and is as unsuited to the genius of our people as the constitution and the government imposed upon us by the same party were to the general interests of the people, and it is proving disastrous to the educational interests of the State, and it should be struck from the statute book of Alabama.

JNO. W. SLAUGHTER.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 26, 1881.

Mr. Speaker :

The Senate has receded from its amendments to—

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters, or intoxicating beverages of any kind or description, within the limits of the county of Bibb.

W. L. CLAY, Secretary.

By leave, Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 614. To regulate the bond of the sheriff of Baldwin county.

The substitute was adopted;

And the bill was read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bowdon, Bradford, Brewer, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Caffee, Camp, Collier, Cunningham, Davidson, Dement, Donoho, Hammond, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Martin, Mason, Milner, McCullough, Nettles, Nolen, Nowlin, Patton, Pickens, Price, Renfro, Robinson of Conecuh, Sowell, Sheldon, Sharit, Shields, Smith, Taylor, Thomas, Underwood, Walker of Montgomery, Watts, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Maddox voted nay—1.

Mr. Collier, from the committee on local legislation, reported favorably to the bill—

s. 258. To authorize and empower the court of county commissioners of Lee county to settle the bonded indebtedness of said county issued for or on account of stock sub-

scribed to the Savannah and Memphis Railroad Company, and the Enfaula, Opelika, Oxford and Guntersville Railroad Company.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Agnew, Bankhead, Beard, Bradford, Brooks of Covington, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Donoho, Foster, Gilmore, Grayson, Hammond, Harris, Head, Johnson of Autauga, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nolen, Patton, Pound, Powell, Price, Ramsay, Sheldon, Smith, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wright of Butler, Wright of Lee.

Mr. Nelson, from special committee, reported favorably to the Senate bill—

s. 268. To require the tax assessors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the thirty days next succeeding the completion of their sittings.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beck, Bowdon, Brooks of Covington, Brooks of Macon, Brown of Russell, Calloway, Camp, Collier, Cunningham, Clark, Cleveland, Davidson, Donoho, Foster, Gilmore, Hammond, Harris, Head, Hogue, Johnson of Autauga, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nolen, Owens, Patton, Pickens, Pound, Powell, Price, Ramsay, Sowell, Sheldon, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wimberly, Wright of Butler, Wright of Lee.

Mr. Nelson, from the special committee, reported favorably to the Senate bill—

s. 267. To require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the month of January.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Bankhead, Beard, Bowdon, Bradford, Brewer, Brooks of Covington, Brown of

Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Foster, Gilmore, Glover, Hammond, Heacock, Head, Johnson of Autauga, Lane, Lanier, Langdon, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Owens, Pickens, Pound, Powell, Price, Ramsay, Renfro, Sheldon, Sharit, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Shelby, Wright of Butler, Wright of Lee.

The House concurred in amendments of the Senate to the bill—

H. B. 956. To authorize the commissioners courts of the counties of Marengo, Sumter, Montgomery, Greene, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence, and Perry, to establish or abolish districts in which stock may be prevented from running at large.

Yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Bowdon, Bradford, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cleveland, Davidson, Donoho, Foster, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lane, Langdon, Long, Maddox, Martin, Mason, McCullough, Nelson, Newsom, Nettles, Nowlin, Pickens, Pound, Powell, Price, Ramsay, Renfro, Sowell, Sharit, Shields, Smith, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wright of Butler.

By leave, Mr. Welborn, from the committee on accounts and claims, reported favorably, with an amendment, to the bill—

H. B. 776. To compensate Henry Warren for arresting and delivering to the sheriff of Crenshaw county Thomas Marler, charged and convicted of the murder of Dr. W. B. Colquett.

Amend, by striking out "four hundred dollars," and inserting "two hundred dollars."

The amendment was adopted.

The bill was read the third time and passed—yeas 44, nays 15.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bowdon, Brooks of Covington, Brown of Russell, Calloway, Camp, Cowart, Clark, Donoho, Gilmore, Glover, Hammond, Harris, Hogue, Lane, Langdon, Lary, Long, Morrisette, McCul-

lough, Nelson, Nolen, Nowlin, Owens, Pound, Price, Robinson of Conecuh, Sowell, Sharit, Shields, Slaughter, Smith, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wright of Butler, Wright of Lee.

Nays—Messrs. Armstrong, Bankhead, Beard, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Dement, Foster, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Maddox, Martin.

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

H. B. 886. To amend sections 15 and 16 of an act to amend the charter of the city of Montgomery, and the various laws heretofore passed amending the said charter, approved March 3, 1870.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Beard, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Clark, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Morrisette, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Pickens, Pound, Price, Robinson of Conecuh, Robinson of Jackson, Sowell, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wright of Butler, Wright of Lee.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

H. B. 878. To amend the act to regulate the time of holding the circuit courts of the fifth judicial circuit of Alabama, approved February 12, 1879.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Bradford, Brassfield, Brewer, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Cowart, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Harris, Head, Hogue, Johnson of Autauga, Johnson of Blount, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newsom, Nolen, Nowlin, Pickens, Price, Renfro, Robinson of Jackson, Sanders, Sowell, Shields, Skeggs, Smith, Taylor,

Thomas, Underwood, Vaught, Watts, Welborn, Wilson of Shelby, Wright of Butler, Wright of Russell.

Also, from same committee, reported favorably to the bill—

H. B. 903. To repeal an act entitled an act to amend subdivisions 2, 3, and 4 of an act "to fix the times and places for holding the circuit courts in the third judicial circuit," approved December 8, 1880.

The bill was read the third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Bankhead, Beard, Bradford, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Clark, Davidson, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Pickens, Ponnd, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Vaught, Walker of Marengo, Watts, Wilson of Shelby, Wright of Butler, Wright of Lee.

Mr. Collier, from the committee on local legislation, reported adversely to the bill—

H. B. 889. To amend an act to increase the criminal jurisdiction of justices of the peace in Limestone and other counties.

SIGNING OF BILLS.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 123. To amend section 4205 of the Code of Alabama;

H. B. 121. To amend section 4405 of the Code;

H. B. 564. To authorize the probate judge of Chilton county, to order elections in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise dispose of in said county, or in any beat, or incorporated city or town therein;

H. B. 503. To authorize the commissioners court of Madison county to cause the county treasurer to refund certain excess of license tax, paid under the revenue act approved March 19, 1875;

H. B. 821. To prohibit the manufacture or sale of spirituous, vinous or malt liquors, in Macon county, Alabama;

H. B. 458. To fix the time of holding the circuit courts in the sixth judicial circuit;

H. B. 37. To better regulate the administration of express trusts executed to secure or provide for the payment of debts;

H. B. 59. For the preservation of game and birds, in Perry county;

H. B. 240. To regulate the fine and forfeiture fund of Hale county;

H. B. 162. To prohibit the sale or giving away of spirituous, vinous or malt liquors in Lowndes county, except in incorporated towns and cities;

H. B. 776. To prohibit the making or selling spirituous or malt liquors, or other intoxicating drinks within the counties of Dale and Henry, State of Alabama;

H. B. 640. To further regulate the trial of misdemeanors in Madison county;

H. B. 634. To authorize the commissioners court of Lauderdale county to issue bonds to construct bridges in said county, and to pay and extend the debt of said county, created prior to 1875;

H. B. 171. To provide for the regulation of railroad companies and persons operating railroads in this State;

H. B. 143. To repeal so much of an act to prohibit the sale of vinous, spirituous or other intoxicating liquors, except for sacramental purposes, within five miles of the Methodist church, near Thomas H. Phillip's place, in Macon county, and Oak Grove Station, on the Montgomery and Eufaula railroad, as relates to Perry's Mill, and William's Mill, near Oak Grove Station, on the Montgomery and Eufaula railroad;

H. B. 470. To better provide for the examination of the county offices, county jail, record of the courts of county commissioners, and county chain gangs of Barbour and Coffee counties, in this State, and report thereon;

H. B. 250. To provide for further accomodation for the insane in this State, and to fix the allowance for the maintenance of the same;

H. B. 537. To repeal section 4202 of the Code of 1876, relating to selling or giving away liquors, near places of religious worship, so far as it relates to Bladen Springs, and within one mile of Bladen Springs Hotel;

H. B. 580. To change the boundary line between the counties of Hale and Greene, that the present bed of the Black Warrior river be the dividing line;

H. B. 714. To authorize the court of county commissioners of Chambers county to adjust, compromise and settle the outstanding indebtedness of said county, arising from bonds issued in payment of the capitol stock of railroad companies;

H. B. 511. To repeal an act entitled an act to incorporate the town of Orion, in the county of Pike, as to that portion of said town, lying within the county of Montgomery;

H. B. 774. To authorize the town of Eutaw to borrow money, by the issuance of new bonds, for the purpose of compromising and paying the outstanding bonds of said town, issued in aid of the Selma, Marion and Memphis railroad company;

H. B. 668. To allow the treasurer of Baldwin county fees for receiving and disbursing county revenue;

H. B. 970. To amend section 2800 of the Code;

H. B. 115. To amend section 4731 of the Code of Alabama;

H. B. 642. To fix the number of Representatives in the lower House, or House of Representatives, of the General Assembly of this State, and to distribute them among the several counties;

H. B. 528. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors in certain portions of the State of Alabama;

H. B. 654. To fix the rate of taxation in this State;

H. B. 536. To fix the times when the criminal and civil business in the circuit court of Butler county, Alabama, shall be fixed;

H. B. 223. To repeal an act entitled an act for the preservation of game animals and birds, for Choctaw and other counties, approved February 2, 1877, as to Choctaw county and certain portions of Sumter county.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 26, 1881.

Mr. Speaker:

The President of the Senate has signed the following bills, and your signature to the same is requested:

s. 136. To incorporate the Gainesville Male Academy;

s. 85. To incorporate the Gulf Coal Company.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills.

Pending the consideration of the adverse report to H. B. 889,

The House, on motion of Mr. Watts, took a recess until 3½ P. M.

EVENING SESSION.

FEBRUARY 26, 1881.

The House re-assembled at 3½ P. M.

By leave, Mr. Underwood introduced the bill—

H. B. 995. For the relief of William D. Harris, of Colbert county;

Which was read once, and ordered to a second reading.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 516. To confer jurisdiction on judges of probate, to order titles to be made for sale of lands when possession was taken under the same, and money paid and the vendor is dead.

The substitute was adopted, and the bill was read the third time and passed—yeas 50, nays 5.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Cowart, Dement, Donoho, Foster, Floyd, Gilmore, Heacock, Langdon, Lary, Long, Milner, Morrisette, Newsom, Nettles, Nolen, Nowlin, Owens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sharit, Skeggs, Slaughter, Smith, Tyson, Thomas, Underwood, Vaught, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bankhead, Grayson, Johnson of Blount, Lanier, Newman.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 26, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives :

H. B. 950. To prohibit the manufacture or sale, or other

disposition of vinous, spirituous, malt or other intoxicating liquor within the limits of the counties of Limestone and Clarke, in this State;

H. B. 474. To make it a misdemeanor for the persons having the control of certain live stock to allow the same to run at large in certain portions of Barbour county;

H. B. 41. To repeal an act entitled an act to regulate legal advertising in the county of Henry;

H. B. 227. To repeal an act entitled an act to regulate the pay of grand and petit jurors of Covington county;

H. B. 697½. To amend section nine of an act entitled an act to prohibit the owner of any horse, mule, ass, hog, cow, sheep, or goat, from allowing any such animal to go at large off the premises of such owner, in Moutgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages, and rules of practice in trials of cases under this act, and to repeal said act, so far as it relates to township 12, range 19, in said county;

H. B. 724. To encourage the manufacture of cotton by Clement attachment, or any other attachment, to gins, to manufacture cotton;

H. B. 706. To incorporate the Ten Island Manufacturing Company;

H. B. 905. To amend section 23 of an act entitled an act to incorporate the Northern Bank of Alabama;

H. B. 610. To amend an act entitled "an act to prevent stock from running at large in that portion of Dallas county embraced between Sandy, Chillatchie, and Bogue Chitto creeks, and between upper Linden and Old Wire road," approved 13th February, 1879;

H. B. 795. To authorize the people of Marion county to vote on the question of locating the county seat of Marion county;

H. B. 608. To establish a new charter for the town of La Fayette, in the county of Chambers;

H. B. 537. To repeal section 4202 of the Code of 1876, relating to selling or giving away liquors near places of religious worship, so far as it relates to Blandon Springs, and within one mile of Bladon Springs hotel;

H. B. 240. To regulate the fine and forfeiture fund of Hale county;

H. B. 59. For the preservation of game and birds in Perry county;

H. B. 143. To repeal so much of an act to prohibit the

sale of vinous, spirituous or other intoxicating liquors, except for sacramental purposes, within five miles of the Methodist church near Thomas H. Phillips' place, in Macon county, and Oak Grove station, on the Montgomery and Eufaula railroad, as relates to Perry's mill and William's mill, near Oak Grove station, on the Montgomery and Eufaula railroad;

H. B. 776. To prohibit the making or selling spirituous or malt liquors, or other intoxicating drinks, within the counties of Dale and Henry, State of Alabama;

H. B. 634. To authorize the commissioners court of Lauderdale county, to issue bonds to construct bridges in said county and to pay and extend the debt of said county created prior to 1875;

H. B. 162. To prohibit the sale or giving away of spirituous, vinous or malt liquors in Lowndes county, except in incorporated towns and cities;

H. B. 640. To further regulate the trial of misdemeanors in Madison county;

H. B. 37. To better regulate the administration of express trusts executed to secure or provide for the payments of debts;

H. B. 250. To provide for further accommodations for the insane in this State, and to fix the allowance for the maintenance of the same;

H. B. 564. To authorize the probate judge of Chilton county to order elections in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein;

H. B. 121. To amend section 4405 of the Code;

H. B. 123. To amend section 4205 of the Code of Alabama;

H. B. 503. To authorize the commissioners court of Madison county to cause the county treasurer to refund certain excess of license tax paid under the revenue act approved March 19, 1875;

H. B. 470. To better provide for the examination of the county offices, county jail, records of the courts of county commissioners, and county chain gangs of Barbour and Coffee counties, in this State, and report thereon;

H. B. 821. To prohibit the manufacture or sale of spirituous, vinous, or malt liquors in Macon county, Alabama;

H. B. 458. To fix the time of holding the circuit courts in the sixth judicial circuit.

Very respectfully,

• THOS. H. REYNOLDS,
Recording Secretary.

By leave, Mr. Price reported favorably to the bill—

H. B. 989. To provide for the appointment of three commissioners of revenue, and to prescribe their duties.

On motion of Mr. Newman, the bill was tabled.

The House resumed the consideration of the adverse report to—

H. B. 889. To amend an act to increase the criminal jurisdiction of justices of the peace in the counties of Limestone, &c.

On motion of Mr. Dement, the bill and report were laid on the table.

By leave, Mr. Davidson, from committee on agriculture, reported favorably to the bill—

H. B. 758. To regulate the weighing of cotton in Jefferson county.

The bill was read the third time and passed—yeas 57, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bankhead, Brewer, Brooks of Covington, Brown of Tuscaloosa, Caffee, Calhoun, Calloway, Camp, Cowart, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Kent, Kirkland, Lanier, Langdon, Lary, Milner, Morrisette, Nolen, Nowlin, Owens, Pound, Powell, Price, Ramsay, Renfro, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Johnson of Blount and Maddox.

By leave, Mr. Watts, from the judiciary committee, reported favorably to the bill—

H. B. 807. To authorize the constable of beat No. 8, in Chambers county, to execute processes in any part of the county that may be issued by the justices and notaries of said beat.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Bulger, Brooks of Covington, Brooks of Macon, Brown of Tuska-

loosa, Brown of Russell, Bruce, Caffee, Camp, Cunningham, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Antauga, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, Newnan, Nettles, Nowlin, Owens, Pickens, Poid, Powell, Price, Ramsay, Robinson of Conecuh, Sowell, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee.

Mr. Welborn, from the committee on accounts and claims, reported favorably to the bill—

H. B. 764. For the relief of the officers of court of Barbour county.

The bill was read the third time and lost—yeas 24, nays 30.

Yeas—Messrs. Speaker, Austill, Bowdon, Brooks of Covington, Calloway, Harris, Lary, Long, Milner, Owens, Pound, Powell, Renfro, Robinson of Conecuh, Sowell, Sharit, Smith, Tyson, Thomas, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wright of Lee.

Nays—Messrs. Agnew, Beard, Bulger, Brewer, Bruce, Caffee, Camp, Collier, Cowart, Clark, Dement, Floyd, Gilmore, Grayson, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Langdon, Maddox, Newman, Newsom, Nolen, Nowlin, Ramsay, Taylor, Underwood, Wimberly, Wright of Butler.

By leave, Mr. Watts, from the judiciary committee, reported a substitute for the bill—

H. B. 525. To amend sections 2475, 2482, 2493, 2494, 2528, 2597, 2568, 2575, 2577, 2614, 2634 of the Code of Alabama, and to prescribe the time within which estates of decedents must be settled.

The substitute was adopted, and the bill read the third time and passed—yeas 47, nays 6.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Bulger, Brooks of Covington, Brown of Tuskaaloosa, Brown of Russell, Bruce, Calloway, Camp, Cunningham, Donoho, Foster, Hammond, Harris, Heacock, Johnson of Antauga, Lary, Maddox, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Renfro, Robinson of Jackson, Sowell, Skeggs, Slaughter, Taylor, Tyson, Thomas, Vaught, Waller, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Bankhead, Bowdon, Johnson of Blount, Long, Newman, Underwood.

Mr. Bankhead submitted the following :

The committee of conference to whom was referred the question of disagreement between the Senate and House of Representatives, touching the Senate substitutes for H. B. 196, have had the same under consideration, and recommend that the Senate recede from its amendment, and that the bill pass, allowing Tallapoosa county to remain under the provisions of the bill.

J. B. LUCKY,
JOHN D. ROQUEMORE,
THOS. SEAY,
Senate committee.

J. H. BANKHEAD,
W. B. S. BEARD,
JOHN W. SLAUGHTER,
R. M. CUNNINGHAM,
W. C. THOMAS,
House committee.

FEB. 26, 1881

The report was adopted—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Bowdon, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Bruce, Calloway, Camp, Cowart, Cunningham, Donoho, Gilmore, Grayson, Harris, Heacock, Head, Johnson of Blount, Kent, Langdon, Long, Maddox, Morrisette, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Renfro, Sowell, Sharit, Skeggs, Slaughter, Underwood, Waller, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

By leave, Mr. Clark, from the committee on privileges and elections, reported favorably to the bill—

H. B. 827. To authorize the probate judge of Clay county to order an election to prevent the selling, giving away or disposing of vinous, spirituous or malt liquors within the limits of said county.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bulger, Brooks of Covington, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Grayson, Harris, Head, Kent, Langdon, Lary, Long, Morrisette, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens,

Pound, Powell, Renfro, Sheldon, Sharit, Slaughter, Smith, Taylor, Thomas, Underwood, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

By leave, Mr. Langdon, from the committee on education, reported favorably to the bill—

H. B. 855. To establish a separate school district in the county of Marion.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Bowdon, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Collier, Cowart, Clark, Davidson, Dement, Donoho, Floyd, Gilmore, Harris, Head, Johnson of Autauga, Kent, Langdon, Lary, Morrisette, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Slaughter, Smith, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Sheldon presented petition against the reduction of the fees of Upper Bay pilots, in Mobile Bay;

And it was referred to the Mobile delegation.

Mr. Langdon, from the committee on education, reported favorably to the bill—

H. B. 768. To establish a separate school district in Walker county, to be known as Pleasant Hill school district.

The bill was read the third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bowdon, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Head, Johnson of Autauga, Kent, Langdon, Lary, Long, Maddox, Mason, Morrisette, Newsom, Nolen, Nowlin, Pound, Powell, Price, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Skeggs, Slaughter, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Welborn, from the committee on accounts and claims, reported favorably to the bill—

H. B. 882. To re-imburse the Young Men's Christian

Association for coal, &c., used by the committees of the General Assembly.

The bill was read the third time and passed—yeas 54, nays 1.

Yeas—Messrs. Speaker, Austill, Bankhead, Bowdon, Brassfield, Brooks of Covington, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Collier, Cunningham, Clark, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Harris, Heacock, Head, Johnson of Blount, Kent, Lanier, Langdon, Lary, Maddox, Mason, Morrisette, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Price, Robinson of Conecuh, Sheldon, Sharit, Slaughter, Smith, Taylor, Underwood, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Dement voted nay—1.

Mr. Welborn, from committee on accounts and claims, reported favorably, with amendment, to the bill—

H. B. 972. For the relief of holders and occupants of the east half of section 1, township 23, range 20, east, in the Tallapoosa land district.

The amendment was adopted, and the bill was read the third time and passed—years 57, nays 0.

Yeas—Messrs. Speaker, Anstill, Agnew, Armstrong, Beard, Bowdon, Bulger, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Collier, Cunningham, Clark, Dement, Donoho, Gilmore, Hammond, Harris, Head, Kent, Lanier, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, Newman, Newsom, Nolen, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sowell, Sheldon, Sharit, Slaughter, Smith, Taylor, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT.

MONTGOMERY, ALA., February, 26, 1881.

To the House of Representatives:

Fully aware of the popular demand for railroad regulation legislation, and of the general expectation that remedies will be *now* provided for grievances which have provoked loud and earnest complaint against the management of railroads

in this State, I defer to the judgment of the immediate representatives of the people in approving the "act (n. b. 171) to provide for the regulation of railroad companies and persons operating railroads in this State," which, in some of its provisions, appears open to grave objections, and which I fear will not accomplish all the ends intended, because it is the best, and is all, at present, attainable.

R. W. COBB, Governor.

Mr. Watts, from the committee on judiciary, reported a substitute for the bill—

n. b. 987. Re-arranging the southern, eastern and western chancery division as to the counties of Choctaw, Clarke, Monroe and Montgomery, and to prescribe the times for holding the chancery courts in said counties.

The substitute was adopted, and the bill read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Austill, Bankhead, Bowdon, Brassfield, Brooks of Macon, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Foster, Gilmore, Glover, Hammond, Harris, Head, Kirkland, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, Newman, Nowlin, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sowell, Sheldon, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 26, 1881.

Mr. Speaker :

The Senate has amended, as therein shown, and passed the bill—

n. b. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers and others.

WM. L. CLAY, Secretary.

Mr. Watts, from the judiciary committee, reported a substitute for the bill—

n. b. 376. To fix the salaries of chancellors in this State.

Mr. Skeggs moved to lay the bill and substitute on the table. Carried.

Yeas 50, nays 19.

Yeas—Messrs. Agnew, Armstrong, Bankhead, Beard, Bowdon, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Hammond, Heacock, Head, Johnson of Blount, Kent, Kirkland, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Owens, Pickens, Ramsay, Robinson of Jackson, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Tyson, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wright of Butler, Wright of Lee.

Nays—Messrs. Austill, Bulger, Brassfield, Brooks of Macon, Collier, Donoho, Foster, Harris, Langdon, Lary, Morrisette, Pound, Powell, Price, Renfro, Watts, White, Wimberly.

The House then proceeded to consider the amendments of the Senate to the bill—

H. B. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers and others.

The amendments were concurred in—yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Brooks of Covington, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Long, Milner, Newman, Nettles, Nowlin, Owens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Tyson, Vaught, Waller, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

On motion of Mr. Armstrong, the Governor was requested to return to the House,

H. B. 737. To prohibit the sale of liquors, &c., in Bullock county.

Mr. Clark, from the committee on privileges and elections, reported a substitute for the bill—

H. B. 769. For the relief John Morrill, of Escambia county.

The bill was read the third time and passed—yeas 55, nays 12.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Brassfield, Brooks of Covington, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Clark, Donoho, Gilmore, Glover, Grayson,

Hammond, Harris, Johnson of Antauga, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, Newman, Newsom, Nettles, Nowlin, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Collier, Cunningham, Davidson, Floyd, Johnson of Blount, Lary, Lane, Nelson, Tyson, Waller, Walker of Marengo, Watts.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

s. 409. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicatingbitters, or patent medicines, having alcohol as a base, in the county of Tuskaloosa.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bowdon, Bulger, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Kirkland, Lane, Lary, Long, Maddox, Martin, Mason, Morrisette, Nolen, Nowlin, Owens, Pound, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler.

Mr. Johnson of Blount voted nay.

By leave, Mr. Brewer, from the committee on ways and means, reported favorably to the bill—

H. B. 842. To amend an act to relieve Bedford J. Hamilton, a blind minister, and his son, Alex. Hamilton, formerly of the county of Sumter.

The bill was read the third time and passed—yeas 55, nays 1.

Yeas—Messrs. Speaker, Austill, Bankhead, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cowart, Cunningham, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lary, Maddox, Mason, Milner, Morrisette, Nelson, Newman, Newsom, Nettles, Nowlin, Pickens, Pound, Powell, Price, Renfro, Robinson of

Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Thomas, Underwood, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly.

Mr. Watts voted nay.

The House proceeded to consider the amendments of the Senate to the substitute of the House to the bill—

s. 197. To amend an act for the more efficient organization of the volunteer militia.

Mr. Bulger moved that the House do not concur. Agreed to.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, STATE OF ALABAMA,
MONTGOMERY, Feb. 26, 1881.

To the House of Representatives of the State of Alabama:

Gentlemen—In compliance with your resolution of this date, I herewith return House bill No. 737.

Respectfully,

R. W. COBB, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 26, 1881.

Mr. Speaker:

The Senate has originated and passed, and ordered to the House without engrossment:

s. 146. To amend an act to regulate and fix the time of holding the courts in the several counties composing the seventh judicial circuit.

W. L. CLAY, Secretary.

The Senate bill just received, the title of which is set out in the above message, was read once, and ordered to a second reading.

Mr. Nelson reported favorably, with amendment, to the bill—

H. B. 932. To incorporate the Fowl River Navigation company.

The amendment was adopted, and the bill read the third time and passed—yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Bowdon, Bulger, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Clark, Davidson, Donoho, Gilmore, Harris, Head, Johnson of Autauga, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, Nelson,

Nettles, Nowlin, Owens, Pound, Powell, Renfro, Robinson of Jackson, Sheldon, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wright of Butler.

Mr. Johnson of Blount voted nay.

Mr. Watts, from judiciary committee, reported a substitute for the bill—

H. B. 838. To amend section 907 of the Code.

On motion of Mr. Hammond, the bill was laid on the table.

Mr. Powell called up the bill—

H. B. 737. To prevent the sale of liquors, &c., in Bullock county.

By unanimous consent of the House, Mr. Powell moved to reconsider the vote, concurring in the amendment of the Senate to said bill. Agreed to.

Mr. Powell moved to amend the Senate substitute, by striking out 500, and inserting 250. Adopted.

And, as amended, the House concurred in the Senate substitute—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bankhead, Beard, Bowdon, Brassfield, Brewer, Brown of Tuscaloosa, Bruce, Caslee, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Lane, Langdon, Lary, Maddox, Martin, Mason, Milner, Morrisette, Nowlin, Owens, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sowell, Sheldon, Skeggs, Slaughter, Taylor, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

On motion of Mr. Johnson of Blount, the House adjourned until Monday morning, 9½ o'clock.

HOUSE OF REPRESENTATIVES,

MONDAY, February 28, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Austill, Agnew, Armstrong, Avery,

Bankhead, Barnett, Beard, Beck, Bowdon, Bradford, Brassfield, Brewer, Brooks of Covington, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, Nelson, Newman, Newson, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

The reading of the Journal of Saturday, was dispensed with.

Leave of absence for the remainder of the session was granted to Mr. Cooley, and after to-day, to Messrs. Morrisette, Martin and Underwood; also, to Mr. Billingslea.

SIGNING OF BILLS.

Mr. Bankhead, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

H. B. 648. To amend an act entitled "An act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace, in said county;"

H. B. 683. To prevent the running at large of stock in certain portions of Greene county;

H. B. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers and others;

H. B. 146. For the relief of Robert Q. Prior, as late tax collector of Perry county, Alabama;

H. B. 956. To authorize the commissioners court, or court or board of county revenues, of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large;

n. B. 907. To amend section 429 of the Code of Alabama;

n. B. 715. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or intoxicating beverages of any kind, within the county of Bibb.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 28, 1881.

Mr. Speaker :

The President of the Senate has signed the following bill, and your signature is requested to the same:

s. 373. In extension of the powers of the State of Alabama, in relation to the lands granted to this State, which are within fifteen miles from and on each side of the line of the railroad heretofore long known as the Alabama and Chattanooga Railroad, by the act of Congress of June 3, 1856, entitled "An act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State," and the act of Congress of April 10, 1869, entitled "An act to renew certain grants of land to the State of Alabama."

s. 442. To authorize the court of county commissioners of Colbert county to issue the bonds of said county, for an amount not exceeding ten thousand dollars, for the purpose of aiding in building a court house in said county;

s. 258. To authorize and empower the court of county commissioners of Lee county to settle the bonded indebtedness of said county, issued for or on account of stock subscribed to the Savannah and Memphis Railroad Company and the Enfaula, Opelika, Oxford and Guntersville Railroad Company;

s. 267. To require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the month of January;

s. 268. To require the tax assessors of Dallas and Montgomery counties to give notice in a newspaper of their attendance in the precincts, and to keep their offices open during the thirty days next succeeding the completion of their sittings;

s. 123. For the relief of Martin and Clark of Calhoun county.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

BILLS ON SECOND READING.

The bill—

s. 146. To amend an act to regulate and fix the time of holding the courts in the several counties composing the 7th judicial circuit, approved February 13, 1879;

Was read the second time, and referred to representatives from the 7th judicial circuit, Mr. Milner, chairman.

Mr. Foster, by leave, from the committee on commerce and common carriers, reported favorably, with amendments, to the bill—

s. 207. To regulate the transaction of business between connecting railroads.

The amendments were severally adopted, and the bill read the third time and passed—yeas 59, nays 10.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beard, Beck, Bowdon, Bulger, Bradford, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Cowart, Cunningham, Clark, Davidson, Donoho, Foster, Glover, Grayson, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Maddox, Mason, Milner, McCullough, Nettles, Nowlin, Owens, Patton, Powell, Price, Renfro, Sanders, Sowell, Slaughter, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Winberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Camp, Collier, Dement, Hogue, Long, Martin, Newman, Ramsay, Sharit, Shields.

Also, favorably to the Senate bill—

s. 213. To repeal section 1697 of the Code, and the penalties fixed for the violation of the same.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beck, Bowdon, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Calloway, Cowart, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Floyd, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lanier, Langdon, Lary, Maddox, Milner, McCullough, Nowlin, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Slaughter, Thomas, Watts, Welborn, White, Wilson of Cham-

bers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Also, favorably to the Senate bill—

s. 214. To repeal section 1698 of the Code, and the penalties fixed for violating the same.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Beck, Bowdon, Bulger, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Foster, Floyd, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Maddox, Mason, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Price, Ramsay, Sanders, Shields, Tyson, Thomas, Waller, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Mr. Brown of Tuskaloosa, from special committee, reported favorably, with amendments, to the bill—

s. 365. To establish a new charter for the city of Birmingham.

The amendments were adopted, and the bill read the third time and passed—yeas 57, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Beard, Beck, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Bruce, Caffee, Calloway, Camp, Collier, Cooley, Cowart, Cunningham, Davidson, Donoho, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Morrisette, McCullough, Newman, Nettles, Nolen, Nowlin, Powell, Price, Ramsay, Sanders, Shields, Slaughter, Taylor, Tyson, Thomas, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Russell.

Mr. Johnson of Blount voted nay.

Mr. Watts, from judiciary committee, reported favorably to the Senate bill—

s. 285. To regulate the practice in the circuit courts in the county of Barbour.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Bulger, Bradford, Brown of Tuskaloosa, Brown of Russell,

Bruce, Caffee, Camp, Collier, Cowart, Clark, Foster, Floyd, Glover, Hammond, Harris, Head, Johnson of Autauga, Kirkland, Lanier, Lary, Long, Maddox, Martin, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Price, Ramsay, Sanders, Sowell, Sharit, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Also, reported favorably to the Senate bill—

s. 284. To amend subdivision eight of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Beck, Brassfield, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Davidson, Foster, Gilmore, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Milner, Morrisette, McCullough, Nelson, Newman, Newsom, Nowlin, Owens, Powell, Renfro, Sanders, Sowell, Shields, Skeggs, Slaughter, Tyson, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Russell.

Also, favorably, with amendment, to the bill—

s. 244. To establish an inferior court for Cullman county.

The amendment was adopted, and the bill was read the third time and passed—yeas, 54, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Beard, Bowdon, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Collier, Cowart, Clark, Davidson, Dement, Foster, Floyd, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Lane, Lanier, Langdon, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nolen, Nowlin, Owens, Powell, Ramsay, Renfro, Sanders, Shields, Skeggs, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, Welborn, Wilson of Chambers, Wimberly.

Also, from same committee, favorably, with amendment, to the Senate bill—

s. 163. To allow executors, or administrators, to purchase property in certain cases.

The amendment, it being a substitute, was adopted, and the bill read third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Beard, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Collier, Cowart, Clark, Donoho, Foster, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Lary, Maddox, Mason, McCullough, Nelson, Newsom, Nettles, Nolen, Owens, Powell, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Nelson, from committee on corporations, reported favorably to the Senate bill—

s. 448. To amend an act to incorporate the city of Tusculumbia.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Beard, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Camp, Cowart, Clark, Davidson, Dement, Foster, Glover, Grayson, Hammond, Harris, Heacock, Head, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, McCullough, Nelson, Nettles, Nolen, Nowlin, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Vaught, Waller, Watts, Welborn, White, Wimberly, Wright of Butler, Wright of Russell.

Also favorably, to the Senate bill—

s. 401. To authorize the transfer of causes from the circuit court of Montgomery county to the city court of Montgomery, and from said city court to said circuit court.

The bill was read the third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Beard, Bowdon, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Bruce, Caffee, Camp, Cowart, Davidson, Dement, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kent, Lane, Lary, Long, Mason, McCullough, Nelson, Newsom, Nettles, Nowlin, Owens, Powell, Price, Sanders, Sowell, Shields, Skeggs, Slaughter, Taylor, Underwood, Vaught, Waller, Walker of

Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Nelson, from the committee on corporations, reported favorably, with amendment, to the bill—

s. 366. To authorize the corporate authorities of the city of Birmingham to borrow money, to erect a market house and city prison, and for sanitary purposes, and to issue bonds for the payment of the same.

The amendment was adopted, and the bill read the third time and passed—yeas 54, nays 4.

Yeas—Messrs. Agnew, Agnstron, Bowdon, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Cunningham, Clark, Dement, Donoho, Floyd, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Martin, Mason, McCullough, Nettles, Nolen, Nowlin, Owens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sharit, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Speaker, Austill, Glover, Skeggs.

Mr. Watts, from the judiciary committee, reported favorably, with amendment, to the Senate bill—

s. 147. For the relief of John H. Edwards and Martha May, of Randolph county.

The amendment was adopted, and bill read third time and passed—yeas 52, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Bowdon, Bradford, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Cowart, Cunningham, Davidson, Donoho, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Martin, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Nowlin, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Nays—Messrs. Collier, Owens.

On motion of Mr. Bradford, the House proceeded to consider the Senate bills, known as the immigration bills, reported from the committee on commerce and common carriers.

The bill—

s. 54. To amend section 1756 of the Code ;

Was first considered.

On motion of Mr. Clark, the whole subject was laid on the table.

Mr. Watts, from the judiciary committee, reported favorably to the Senate bill—

s. 263. To authorize an investigation of the claim of S. E. Hastings, executrix of the estate of E. M. Hastings, dec'd, late receiver of public moneys at Montgomery ; and

The bill was read the third time and passed—yeas 52, nays 7.

Yeas—Messrs. Speaker, Anstill, Armstrong, Avery, Bradford, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calhoun, Cowart, Cunningham, Clark, Davidson, Foster, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Morrisette, McCullough, Nelson, Nettles, Nowlin, Owens, Pickens, Powell, Renfro, Sanders, Sowell, Taylor, Tyson, Thomas, Vaught, Walker of Montgomery, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Beard, Camp, Long, Newman, Newsom, Skeggs, Underwood.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 28, 1881.

Mr. Speaker:

The Senate has concurred in the report of the conference committee on the bill—

H. B. 196. To authorize the probate judge of Etowah county to order an election in certain cases, to determine whether spirituous, vinous or malt liquors, shall be sold, given away, or otherwise disposed of in said county, or any beat therein ;

And has concurred in the House amendments to the Senate amendments to the bill—

H. B. 737. To prevent the sale of vinous, malt and intoxicating liquors in Bullock county ;

And has passed without amendment the House bill—

H. B. 422. To make an additional appropriation out of the general school fund to the county of Winston.

W. L. CLAY, Secretary.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

s. 324. To authorize the Librarian to employ an assistant.

Mr. Brewer moved to lay the bill on the table. Lost.

Yeas 35, nays 39.

Yeas—Messrs. Speaker, Agnew, Beard, Brewer, Brown of Russell, Bruce, Caffee, Camp, Dement, Foster, Hammond, Heacock, Head, Harris, Johnson of Blount, Kirkland, Long, Maddox, Newman, Newsom, Nolen, Nowlin, Ramsay, Sowell, Shields, Skeggs, Taylor, Thomas, Underwood, Vaught, Wright of Butler.

Nays—Messrs. Austill, Armstrong, Avery, Bowdon, Bradford, Brassfield, Brooks of Macon, Brown of Tuskaloosa, Calloway, Cowart, Cunningham, Clark, Glover, Hogue, Johnson of Autauga, Kent, Lane, Langdon, Lary, Morrisette, McCullough, Nelson, Nettles, Owens, Patton, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sharit, Waller, Walker of Montgomery, Watts, White, Wilson of Shelby, Wimberly, Wright of Russell.

Mr. Brewer moved to amend, by striking out the words, "and Supreme Court." Lost.

And the bill was read the third time and lost—yeas 35, nays 39.

Yeas—Messrs. Austill, Armstrong, Avery, Bowdon, Brassfield, Calloway, Collier, Clark, Glover, Harris, Hogue, Johnson of Autauga, Kent, Lane, Lanier, Langdon, Lary, Morrisette, McCullough, Owens, Patton, Powell, Price, Renfro, Robinson of Jackson, Sanders, Sharit, Waller, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Shelby, Wimberly, Wright of Russell.

Nays—Messrs. Speaker, Agnew, Beard, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Dement, Donoho, Foster, Floyd, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Long, Maddox, Martin, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Ramsay, Robinson of Conecuh, Sowell, Shields, Skeggs, Thomas, Underwood, Vaught, Wilson of Chambers, Wright of Butler, Wright of Lee.

Mr. Watts, from same committee, reported favorably to the bill—

s. 47. To allow married women or guardians to claim exemptions, under the laws of this State, when the husband or father has absconded or left the State.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Beard, Bowdon, Brassfield, Brooks of Macon, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Clark, Davidson, Donohio, Floyd, Glover, Harris, Head, Johnson of Autauga, Johnson of Blount, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nolen, Owens, Patton, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Thomas, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Also, favorably to the bill—

s. 250. To require the criminal docket of the circuit court of Madison county to be taken up on Monday of the third week of the session thereof, at the fall and spring terms.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Avery, Beard, Bowdon, Brassfield, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Clark, Davidson, Dement, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Lane, Lanier, Langdon, Long, Maddox, McCullough, Newsom, Nettles, Nowlin, Powell, Price, Ramsay, Robinson of Conecuh, Sanders, Sowell, Skeggs, Slaughter, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, White, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Also, from same committee, reported favorably to the bill—

s. 444. To confer chancery jurisdiction upon the city court of Montgomery.

The bill was read the third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Bowdon, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Clark, Davidson, Foster, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Lanier, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Nettles, Owens, Patton, Powell, Price,

Ramsay, Sanders, Sowell, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Nelson, from committee, reported favorably, with amendments, to the bill—

s. 297. To amend section 15 of an act to establish a new charter for the town of Athens, in the county of Limestone, approved March 8, 1871.

The amendments were adopted, and bill read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Beard, Bowdon, Bradford, Brassfield, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Glover, Harris, Heacock, Johnson of Autauga, Kent, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Pickens, Powell, Price, Ramsay, Sowell, Shields, Skeggs, Slaughter, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 28, 1881.

Mr. Speaker :

The Senate has concurred in the House amendments to the bills—

s. B. 366. To authorize the corporate authorities of the city of Birmingham to borrow money to erect a market house and city prison, and for sanitary purposes, and to issue bonds for the payment of the same;

s. B. For the relief of John H. Edwards and Martha May of Randolph county;

s. B. 163. To allow executors or administrators to purchase property in certain cases;

s. B. 244. To establish an inferior court for Cullman county.

WM. L. CLAY, Secretary.

Mr. Welborn, from the committee on accounts and claims, reported favorably to the bill—

s. 239. To refund to Josiah Morris & Company moneys expended by them, as custodians of State bonds, de-

posited with them, in escrow, by Governor David P. Lewis, under contract with Balch and associates.

On motion of Mr. Johnson of Blount, the bill was laid on the table.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 223. To amend section 9 of the charter of the town of Auburn, in Lee county.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beard, Beck, Bowdon, Bradford, Brooks of Macon, Brown of Russell, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Donoho, Foster, Floyd, Glover, Harris, Heacock, Head, Johnson of Antauga, Kirkland, Lane, Lanier, Lary, Maddox, Martin, Milner, McCullough, Nelson, Nolen, Patton, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Skeggs, Slaughter, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Collier, from the committee on local legislation, reported favorably to the bill—

S. 330. To authorize the city council of Greenville to levy and collect certain license taxes therein named, for the use and benefit of the city of Greenville.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Austill, Armstrong, Beard, Bowdon, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Davidson, Donoho, Foster, Glover, Hammond, Harris, Heacock, Head, Johnson of Antauga, Kirkland, Lane, Lanier, Langdon, Lary, Long, Mason, McCullough, Newsom, Nettles, Nolen, Patton, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Skeggs, Slaughter, Taylor, Thomas, Underwood, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 28, 1881.

Mr. Speaker:

The Senate has amended, as therein shown, and passed the following bills:

H. B. 560. To amend section 1544 of the Code, so far as the same relates to Hale, Blount, Cullman, Tallapoosa, Cleborne, Washington, Coosa, Antauga, Limestone, Cherokee, St. Clair, Elmore, DeKalb, Marshall, Clarke, Perry and Dale;

And has passed, within amendment, the bills—

H. B. 900. To authorize the commissioners court of Clarke county to make a final settlement with Seth J. Parkers late tax collector of said county, and to legalize certain act, of said court;

H. B. 582. For the relief of National Bank of Birmingham, Alabama.

I am instructed to notify the House, that the Senate has gone into exeective session.

WM. L. CLAY, Secretary.

SENATE CHAMBER, February 28, 1881.

Mr. Speaker:

The Senate has passed without amendment, the following bills:

H. B. 960. To amend section 3 of an act entitled an act to amend sections 2, 7, 38, 39, 40, 45, 46, 47, 48, 49, 50, 51, and 54 of the charter of the city of Selma, approved Feb. 12, 1879;

H. B. 623. To incorporate the mechanics steam fire company No. 2, of Selma, Alabama;

And has amended, as therein shown, and passed the bills—

H. B. 734. For the relief of maimed soldiers;

H. B. 403. To amend section 380 of the Code;

H. B. 401. To omend subdivision 4 of section 362 of the Code of Alabama;

H. B. 930. To amend subdivision 6 of section 362 of the Code;

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing company.

WM. L. CLAY, Secretary.

The House then proceeded to consider the amendments of the Senate to the bill—

H. B. 560. To amend section 1544 of the Code, as to certain counties;

And concurred in the same—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Beard, Brassfield, Brooks of Macon, Brown of Russell, Caffee, Calloway, Cowart, Cunningham, Davidson, Dement, Floyd, Harris, Heacock,

Head, Hogue, Johnson of Autanga, Johnson of Blount, Kent, Kirkland, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nettles, Nolen, Owens, Patton, Ramsay, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Watts, Welborn, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Collier, submitted the following protest to H. B. 560 :

I object to the Senate amendment, including the county of Chilton, but in deference to the action of Senator Oden, who represents said county in part, I ask to be excused from voting on said bill.

WM. A. COLLIER.

Mr. Davidson, from committee on agriculture, reported favorably to the Senate bill—

s. 378. To establish the North Warrior Agricultural District, to provide for securing the same, and for the management of its affairs.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Glover, Harris, Heacock, Hogue, Johnson of Autanga, Kirkland, Lane, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, Morrisette, McCullough, Nettles, Owens, Powell, Ramsay, Sanders, Sowell, Slaughter, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Brewer, from the special committee, reported favorably to the bill—

s. 252. For the relief of John B. Shields of Walker county.

Mr. Watts moved to amend, by paying J. C. Hutto fifty dollars attorneys fees, paid out in his contest with Shields.

The amendment was lost, and the bill read the third time and passed—yeas 41, nays 21.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Caffee, Calloway, Camp, Collier, Cunningham, Clark, Donoho, Kirkland, Lanier, Langdon, Long, Martin, Mason, Nelson, Newman, Nettles, Owens, Price, Ramsay, Robinson of Conecuh,

Robinson of Jackson, Sharit, Shields, Skeggs, Slaughter, Underwood, Vaught, Waller, White, Wilson of Chambers, Wimberly, Wright of Lee.

Nays—Messrs. Austill, Bruce, Cowart, Davidson, Dement, Foster, Head, Hogue, Johnson of Autauga, Lane, Lary, Maddox, Milner, McCullough, Nowlin, Patton, Powell, Sowell, Tyson, Watts, Welborn.

Mr. Watts, from judiciary committee, reported favorably, with amendment, to the Senate bill—

s. 370. To provide for the disposition of Alabama Reports, which were received in the possession of Secretary of State after the distribution thereof, as provided by law.

The amendment was adopted, and the bill read the third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Glover, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lauier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Newson, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Underwood, Vaught, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Also, from same committee, reported favorably to the Senate bill—

s. 358. To protect persons in possession of personal property to which they claim no title, against other persons claiming title thereto, adversely to each other.

On motion of Mr. Nelson, its consideration was postponed and made the special order for 3½ p. m.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,

MONTGOMERY, ALA., February, 28, 1881.

To the House of Representatives:

In notifying you of my approval of the House bill No. 246, entitled "An act to provide for the supervision of the public health, and for the collection of vital statistics in the several counties of the State of Alabama," I desire to say

that the general good to the public which it is believed and hoped will be accomplished by its enactment, has induced me to overcome that which I regard as objectionable, and which I hope future legislation will remedy.

R. W. COBB, Governor.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, Feb. 28, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives :

H. B. 528. To prohibit liquor in certain localities therein named—"Omnibus bill;"

H. B. 580. To change the boundary line between the counties of Hale and Greene; that the present bed of the Black Warrior river be the dividing line;

H. B. 223. To repeal an act entitled an act for the preservation of game animals and birds, for Choctaw and other counties, approved February 2, 1877, as to Choctaw county, and certain portions of Sumter county;

H. B. 536. To fix the times when the civil and criminal business in the circuit court of Butler county, Alabama, shall be fixed;

H. B. 654. To fix the rate of taxation in this State;

H. B. 642. To fix the number of Representatives in the Lower House, or House of Representatives, of the General Assembly of this State, and to distribute them among the several counties;

H. B. 115. To amend section 4731 of the Code of Alabama;

H. B. 970. To amend section 2800 of the Code;

H. B. 668. To allow the treasurer of Baldwin county fees for receiving and disbursing county revenue;

H. B. 774. To authorize the town of Eutaw to borrow money, by the issuance of new bonds, for the purpose of compromising and paying the outstanding bonds of said town, issued in aid of the Selma, Marion and Memphis Railroad company;

H. B. 511. To repeal an act entitled an act to incorporate the town of Orion, in the county of Pike, as to that portion of said town lying within the county of Montgomery;

H. B. 714. To authorize the court of county commissioners of Chambers county to adjust, compromise, and settle the outstanding indebtedness of said county, arising from

bonds issued in payment of the capital stock of railroad companies ;

H. B. 956. To authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence, and Perry, to establish or abolish districts in which stock may be prevented from running at large.

H. B. 723. To prevent the issue of false receipts, and to punish the fraudulent transfer of property by warehousemen, wharfingers, and others.

H. B. 715. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters, or intoxicating beverages of any kind, within the county of Bibb ;

H. B. 907. To amend section 429 of the Code.

H. B. 683. To prevent the running at large of stock in certain portions of Greene county ;

H. 648. To amend an act entitled an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county.

Respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

SENATE AMENDMENTS.

The House proceeded to consider the amendments of the Senate to the bill—

H. B. 734. For the relief of maimed soldiers.

Mr. Hogue moved to postpone until 4 p. m. Agreed to.

The House concurred in the amendment of the Senate to the bill—

H. B. 401. To amend subdivision 4 of section 362 of the Code of Alabama ;

Yeas 55, nays 0.

Yeas—Messrs. Agnew, Beard, Bowdon, Bradford, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calhoun, Collier, Cowart, Clark, Davidson, Donoho, Foster, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Langdon, Long, Maddox, Martin, Mason, Milner, Morrisette, McNallough, Nolen, Nowlin, Owens, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter,

Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Wimberly, Wright of Butler, Wright of Lee.

And, also concurred in the Senate amendment to the bill—

H. B. To amend section 380 of the Code;

Yeas 57, nays 0.

Yeas—Messrs. Armstrong, Beard, Beck, Bradford, Brassfield, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Long, Maddox, Martin, Mason, Milner, McCullough, Newsom, Nettles, Nowlin, Owens, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Lee.

Also, refused to concur in the amendment of the Senate to the bill—

H. B. 930. To amend subdivision 6 of section 362 of the Code.

The hour of 2 p. m. having arrived, the House took a recess until 3½ p. m.

EVENING SESSION.

House met pursuant to adjournment.

The House concurred in the amendment of the Senate to the bill—

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing Company.

Yeas 52, nays 1.

Yeas—Messrs. Speaker, Austill, Agnew, Beard, Bulger, Bradford, Brown of Russell, Bruce, Caffee, Calloway, Cowart, Clark, Dement, Floyd, Gilmore, Glover, Harris, Head, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Long, Maddox, Mason, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Waller voted nay.

The House next proceeded to consider the bill—

s. 358. To protect persons in possession of personal property to which they claim no title, against other persons claiming title thereto, adversely to each other.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Beck, Bradford, Brown of Russell, Bruce, Caffee, Calloway, Collier, Cowart, Cunningham, Clark, Davidson, Gilmore, Harris, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Langdon, Lary, Mason, McCullough, Nelson, Newsom, Nowlin, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sheldon, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Watts, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Langdon, from special committee, reported favorably to Senate bill—

s. 440. For the punishment of any person who may resist or oppose the harbor master of Mobile, or his deputy, in the execution of the duties of their office.

The bill was read the third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Austill, Avery, Beck, Bradford, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Collier, Cowart, Davidson, Dement, Gilmore, Glover, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Long, Maddox, Mason, Milner, Morrisette, McCullough, Nelson, Newman, Nowlin, Pickens, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sharit, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Montgomery, Watts, Wilson of Chambers, Wimberly, Wright of Russell.

Mr. Langdon, from special committee, reported favorably to the Senate bill—

s. 108. To amend sections 1400 and 1401 of the Code.

Mr. Sheldon moved to amend, by striking out \$1.50, and inserting \$2.00; also, strike out \$2.00, and insert \$2.50.

Mr. Langdon called for the previous question, and it was sustained.

The amendment of Mr. Sheldon was lost;

And the bill was read the third time and passed—yeas 49, nays 3.

Yeas—Messrs. Speaker, Austill, Armstrong, Avery, Bankhead, Beard, Beck, Bradford, Brassfield, Brooks of Macon.

Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Davidson, Dement, Donoho, Gilmore, Harris, Head, Hogue, Kent, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Milner, Morrisette, McCullough, Newman, Nowlin, Pickens, Powell, Price, Ramsay, Sanders, Slaughter, Taylor, Tyson, Vaught, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wright of Butler, Wright of Russell.

Nays—Messrs. Mason, Newsom, Sheldon.

The House then proceeded to consider the amendment of the Senate to the bill—

H. B. 734. For the relief of maimed soldiers.

Mr. Owens moved to amend as follows :

Strike out the words "thirty dollars and twelve cents," and insert seventy-five dollars," in the eighteenth and nineteenth lines of Senate amendments.

The amendment was lost.

Mr. Waller moved to amend, so as to make the appropriation \$15,000 instead of \$10,000.

Mr. Johnson of Blount moved to lay the amendment on the table. Lost.

And the amendment was adopted.

And the amendment, as amended, was concurred in—yeas 65, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Beard, Beck, Bradford, Brewer, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Foster, Gilmore, Glover, Hammond, Harris, Head, Hogue, Kirkland, Lane, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newsom, Nettles, Nolen, Nowlin, Pickens, Pound, Powell, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Cowart, from the committee on education, reported favorably to the Senate bill—

s. 311. To amend paragraph 6 of section 358 of the Code.

The bill was read the third time and passed—yeas 42, nays 17.

Yeas—Messrs. Austill, Agnew, Avery, Beck, Bradford, Brassfield, Brewer, Brooks of Macon, Brown of Russell, Calhoun, Collier, Cowart, Cunningham, Foster, Gilmore, Glover, Head, Johnson of Autauga, Kirkland, Lane, Langdon, Lary,

Maddox, Morrisette, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sheldon, Skeggs, Slaughter, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Winberly, Wright of Russell.

Nays—Messrs. Bankhead, Beard, Brown of Tuskaloosa, Bruce, Caffee, Hogue, Lanier, Mason, Milner, Nelson, Newsom, Nettles, Nowlin, Sanders, Taylor, Tyson, Underwood.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills;

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills;

H. B. 737. To prevent the sale of vinous, malt and intoxicating liquors in Bullock county;

H. B. 422. To make an additional appropriation out of the general school fund, to the county of Winston;

H. B. 900. To authorize the court of county commissioners of Clarke county to make a final settlement with Seth J. Parker, late tax collector of said county, and to legalize certain acts of said court;

H. B. 582 For the relief of the National Bank of Birmingham, Alabama;

H. B. 960. To amend section 3 of an act entitled "an act to amend sections 2, 7, 38, 39, 40, 45, 46, 47, 48, 49, 50, 51, and 54 of the charter of the city of Selma," approved February 12, 1879;

H. B. 196. To prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, State of Alabama;

H. B. 401. To amend subdivision 4 of section 362 of the Code of Alabama;

H. B. 623. To incorporate the Mechanics' Steam Fire Company, No. 2, of Selma, Alabama;

H. B. 403. To amend section 308 of the Code;

H. B. 135. To repeal an act to regulate the fine and forfeiture fund of the counties of Bibb, Fayette, Marion and Blount, approved February 8, 1877, so far as the same relates to the county of Marion.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 28, 1881.

Mr. Speaker:

The Senate has passed, without amendment, the following bills:

H. B. 994. To increase temporarily the salaries of the Judges of the Supreme Court of Alabama;

H. B. 135. To repeal an act to regulate the fine and forfeiture fund of the counties of Bibb, Fayette, Marion and Blount, approved February 8, 1877, so far as the same relates to the county of Marion.

The Senate has concurred from its amendments to House amendment, and has concurred in House amendment to the bill—

S. 197. To amend an act for the more efficient organization of the volunteer militia of Alabama;

And has amended, as therein shown, and passed, the following bills:

H. B. 589. To repeal that part of section 499 of the Code of Alabama which limits the power of cities and towns to impose license taxes, so far as the same relates to the town of Tuskegee and the city of Huntsville;

H. B. 293. An act to amend section 3866 of the Code.

WM. L. CLAY, Secretary.

The House concurred in the amendment of the Senate to the bill—

H. B. 293. To amend section 3866 of the Code—yeas 54, nays 0.

Yeas—Messrs. Austill, Avery, Bankhead, Beard, Bradford, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Calloway, Cunningham, Clark, Dement, Foster, Floyd, Glover, Hammond, Harris, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Lary, Long, Martin, Mason, Milner, Nelson, Nettles, Nowlin, Powell, Ramsay, Renfro, Sanders, Sowell, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Also concurred in the amendment of the Senate to bill—

H. B. 589. To repeal that portion of section 499 of the Code of Alabama which limits the power of cities and towns to impose license taxes, so far as the same relates to

the town of Tuskegee and the city of Huntsville—yeas 56, nays 0.

Yeas—Messrs. Austill, Agnew, Avery, Bankhead, Beard, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Harris, Head, Hogue, Kirkland, Lane, Lanier, Langdon, Lary, Maddox, Martin, Mason, Milner, Nelson, Nettles, Nowlin, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Skeggs, Slaughter, Taylor, Thomas, Underwood, Waller, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Watts, from judiciary committee, reported favorably to the Senate bill—

s. 308. To amend section 2711 of the Code.

The bill was read the third time and passed—yeas 52, nays 2.

Yeas—Messrs. Austill, Agnew, Beard, Beck, Brassfield, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Cunningham, Clark, Davidson, Dement, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Hogue, Johnson of Autauga, Kent, Lane, Langdon, Maddox, Mason, Milner, McCullough, Nelson, Nettles, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Bankhead and Martin.

Mr. Nelson, from the committee on corporations, reported favorably to the Senate bill—

s. 223. To amend the charter of the town of Gainesville, Sumpter county.

The bill was read the third time and passed—yeas 55, nays 1.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Collier, Cunningham, Clark, Davidson, Donoho, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Lane, Lanier, Langdon, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nettles, Price, Renfro, Robinson of Conecuh, Sanders, Sowell, Slaughter, Thomas, Underwood, Waller, Watts, Welborn, White, Wil-

son of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Dement voted nay.

Mr. Clark, from the committee on privileges and elections, reported favorably to the bill—

s. 273. To amend an act to amend section 274 of the Code, approved February 12, 1879.

On motion of Mr. Watts, the bill was laid on the table.

Mr. Collier, from the committee on local legislation, reported favorably to the Senate bill—

s. 203. To provide for the collection of all funds in favor of, and the registration of all claims and debts against, the fine and forfeiture fund of the counties of Butler and Conecuh.

The bill was read the third time and passed—yeas 53, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Bankhead, Beard, Beck, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Calloway, Collier, Davidson, Donoho, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Lane, Langdon, Martin, Mason, Milner, Nelson, Newsom, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Skeggs, Slaughter, Thomas, Underwood, Walker, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Nelson, from the committee on corporations, reported favorably to the bill—

s. 351. To amend section 25 of an act to establish a new charter for the city of Opelika, approved March 19, 1873.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Avery, Beard, Bradford, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Collier, Davidson, Donoho, Foster, Glover, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Milner, Nelson, Newman, Newsom, Nettles, Nowlin, Powell, Price, Ramsay, Renfro, Sharit, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Mr. Milner moved to re-consider the vote by which the bill—

s. 324. To authorize the librarian to employ an assistant ;
Was lost.

Mr. Bruce moved to lay the motion on the table. Lost.
Yeas 31, nays 38.

Yeas—Messrs. Beard, Brewer, Brown of Russell, Bruce, Caffee, Calloway, Camp, Dement, Donoho, Foster, Floyd, Gilmore, Harris, Heacock, Johnson of Blount, Kirkland, Long, Maddox, Martin, Nelson, Newsom, Pickens, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Skeggs, Underwood, Vaught, Wilson of Chambers.

Nays—Messrs. Austill, Avery, Bankhead, Beck, Bradford, Brassfield, Brown of Tuscaloosa, Collier, Clark, Glover, Hogue, Kent, Lane, Lanier, Langdon, Lary, Mason, Milner, Morrisette, McCullough, Nettles, Nolen, Nowlin, Powell, Price, Robinson of Jackson, Sheldon, Sharit, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wimberly, Wright of Russell.

And the motion to re-consider was agreed to.

Mr. Hogue moved to amend, so that not exceeding \$300 shall be expended under this act in any one year.

The amendment was adopted, and the bill read the third time and passed—yeas 47, nays 27.

Yeas—Messrs. Austill, Armstrong, Avery, Bankhead, Beck, Bradford, Brassfield, Brooks of Macon, Brown of Russell, Calloway, Collier, Cunningham, Clark, Davidson, Donoho, Glover, Hammon, Hogue, Johnson of Autauga, Kent, Lane, Lanier, Langdon, Lary, Mason, Milner, Morrisette, McCullough, Nettles, Nolen, Powell, Price, Renfro, Sheldon, Sharit, Shields, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wimberly, Wright of Russell.

Nays—Messrs. Beard, Brewer, Bruce, Caffee, Camp, Cowart, Dement, Foster, Floyd, Gilmore, Harris, Heacock, Johnson of Blount, Kirkland, Long, Maddox, Martin, Nelson, Newsom, Ramsay, Sanders, Sowell, Skeggs, Underwood, Vaught, Wilson of Chambers, Wright of Butler.

Mr. Watts, from judiciary committee, reported favorably to the bill—

s. 219. To amend and consolidate sections 5049 and 5051 of the Code.

The bill was read the third time and passed—yeas 42, nays 14.

Yeas—Messrs. Austill, Beard, Bradford, Brown of Russell, Calloway, Davidson, Foster, Gilmore, Glover, Hammond, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lane, Langdon, Lary, Long, Martin, Mason, Nelson, Newman, Nolen, Nowlin, Pickens, Ramsay, Renfro, Robinson of Conecuh, Sanders, Skeggs, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly.

Nays—Messrs. Agnew, Bankhead, Brooks of Macon, Brown of Tuskaloosa, Camp, Collier, Cunningham, Clark, Dement, Head, Lanier, Newsom, Sowell, Sharit, Underwood, Wright of Butler.

Mr. Davidson, from the committee on agriculture, reported favorably to the Senate bill—

s. 316. (Stock law for certain portions of Autauga county.)

On motion of Mr. Johnson of Autauga, the bill was laid on the table.

Mr. Collier, from the committee on local legislation, reported favorably to the Senate bill—

s. 160. To repeal an act to lay off the county of Conecuh into four commissioners' districts.

The bill was read the third time and passed—yeas 59, nays 0.

Yeas—Messrs. Austill, Agnew, Avery, Bankhead, Beard, Bradford, Brewer, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Johnson of Blount, Lane, Langdon, Lary, Long, Maddox, Mason, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Shields, Skeggs, Slaughter, Taylor, Thomas, Underwood, Waller, Walker of Marengo, Watts, Welborn, Wilson of Shelby, Wimberly, Wright of Butler.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 28, 1881.

Mr. Speaker:

The Senate has concurred in the first House amendment, and amends second amendment, and, as amended, concurs in the same, to the bill—

s. 207. To regulate the transaction of business between connecting railroads.

W. L. CLAY, Secretary.

And the House concurred in the Senate amendment to the House amendments to said bill (s. 207)—yeas 51, nays 4.

Yeas—Messrs. Anstill, Agnew, Armstrong, Avery, Bankhead, Beard, Bulger, Bradford, Brown of Tuskalooza, Brown of Russell, Calloway, Camp, Cunningham, Foster, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Antauga, Johnson of Blount, Kirkland, Lane, Langdon, Lary, Maddox, Mason, Milner, McCullough, Newsom, Nettles, Nolen, Nowlin, Powell, Ramsay, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Dement, Long, Martin, Underwood—4.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 28, 1881.

Mr. Speaker:

The Senate has amended, as therein shown, and passed the following bill:

H. B. 600. To prevent stock from running at large in that part of Perry county therein described, &c.

WM. L. CLAY, Secretary.

The House concurred in the Senate amendment to said bill (H. B. 600)—yeas 52, nays 1.

Yeas—Messrs. Anstill, Agnew, Armstrong, Avery, Bankhead, Beard, Bulger, Bradford, Brewer, Brown of Tuskalooza, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Lane, Langdon, Lary, Maddox, Martin, Mason, McCullough, Newsom, Nolen, Nowlin, Powell, Price, Robinson of Conecuh, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

Mr. Davidson voted nay.

Mr. Hogue moved to re-consider the vote by which the bill—

s. 219. To amend and consolidate sections 5049 and 5051 of the Code;

Was passed. Agreed to.

Mr. Thomas moved to lay the bill on the table. Agreed to.

Mr. Collier, from the committee on local legislation, reported favorably to the Senate bill—

s. 376. To regulate the number of grand and petit jurors for Morgan county.

The bill was read the third time and passed—yeas 61, nays 0.

Yeas—Messrs. Anstill, Agnew, Avery, Bankhead, Beard, Bulger, Bradford, Brewer, Brown of Tuscaloosa, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Lane, Lanier, Langdon, Lary, Long, Maddox, Martin, Mason, Morrisette, McCullough, Newman, Newsom, Nettles, Nowlin, Powell, Price, Renfro, Robinson of Conecuh, Sowell, Sharit, Skeggs, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

On motion of Mr. Bankhead, the House adjourned until to-morrow morning, 9½ o'clock.

HOUSE OF REPRESENTATIVES,

TUESDAY, March 1, 1881.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Bruce.

On call of the roll, there were present :

Messrs. Speaker, Anstill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Cleveland, Davidson, Dement, Foster, Floyd, Gilmore, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

On motion, the reading of the Journal of yesterday was dispensed with.

Mr. Milner, from special committee, reported a substitute for the bill—

s. 146. To amend an act to regulate and fix the time of holding the courts in the several counties composing the seventh judicial circuit, approved February 13, 1879.

The substitute was adopted.

The bill was read the third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Beck, Bowdon, Bradford, Brewer, Brooks of Macon, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Johnson of Autauga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Nettles, Nowlin, Patton, Powell, Ramsay, Sanders, Sowell, Sharit, Shields, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Powell, from the committee on temperance, reported favorably to the bill—

H. B. 681. To amend an act to incorporate Pleasant Grove Methodist Episcopal Church, South, in the county of Coosa, and restrict the sale of ardent spirits within one mile of the same.

The bill was read the third time and passed—yeas 59, nays 1.

Yeas—Messrs. Austill, Agnew, Barnett, Beard, Beck, Bowdon, Bradford, Brewer, Brooks of Macon, Brown of Tuscaloosa, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lary, Long, Maddox, Martin, Mason, Milner, McCullough, Nelson, Newman, Nettles, Patton, Powell, Ramsay, Sanders, Sowell, Sheldon, Sharit, Shields, Slaughter, Smith, Taylor, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee.

Mr. Underwood voted nay.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 28, 1881.

Mr. Speaker :

The Senate has concurred in the House amendment to Senate amendment to House bill—

H. B. 734. For the relief of maimed soldiers ;

And has concurred in House amendment to Senate bill—
s. 324. To authorize the librarian to employ an assistant ;

And has passed, without amendment, the following House bills :

H. B. 175. To regulate the certificates of teachers ;

H. B. 666. To provide for the repairing and re-furnishing the Capitol, and for necessary work on the same, and the grounds ;

H. B. 673. To fix the pay of the sheriff of Coffee county ;

H. B. 371. To authorize the county superintendent of education of Henry county to disburse certain poll tax.

W. L. CLAY, Secretary.

Mr. Watts, from the judiciary committee, reported favorably to the bill—

s. 104. To amend section 2468 of the Code.

The bill was read the third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Barnett, Beard, Beck, Bowdon, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Kirkland, Lanier, Lary, Long, Maddox, Martin, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Patton, Powell, Ramsay, Sanders, Sowell, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, favorably to the bill—

s. 117. To amend section 4203 of the Code.

The bill was read the third time and passed—yeas 53, nays 5.

Yeas—Messrs. Speaker, Austill, Armstrong, Bankhead, Beck, Brooks of Macon, Brown of Russell, Bruce, Caffee, Collier, Cunningham, Davidson, Dement, Floyd, Gilmore, Hammond, Harris, Head, Johnson of Autauga, Long, Mad-

dox, Martin, Milner, McCullough, Nelson, Newman, Newsom, Nettles, Nowlin, Owens, Patton, Powell, Price, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Skeggs, Slaughter, Taylor, Thomas, Waller, Walker of Marengo, Watts, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Agnew, Bulger, Hogue, Kirkland, Lanier.

Also, favorably, with an amendment, it being a substitute for the bill—

s. 45. To provide for the definition and punishment of tramps.

The substitute was adopted, and

And the bill was read the third time and passed—yeas 54, nays 7.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Bowdon, Bulger, Bradford, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Cowart, Cunningham, Davidson, Dement, Floyd, Gilmore, Glover, Harris, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Mason, Milner, McCullough, Nelson, Nowlin, Patton, Powell, Price, Ramsay, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Taylor, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Camp, Johnson of Blount, Long, Newman, Newsom, Owens, Sharit, Shields.

Also, favorably to the Senate bill—

s. 220. To prevent the dismissal of a bill in equity for multifariousness.

The bill was read the third time and passed—yeas 56, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Barnett, Bowdon, Bulger, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Cowart, Cunningham, Clark, Davidson, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Kirkland, Langdon, Lary, Maddox, Mason, Milner, McCullough, Nelson, Nolen, Nowlin, Owens, Patton, Powell, Ramsay, Sanders, Sowell, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Camp and Long.

Also, favorably to the Senate bill—

s. 228. To provide a mode of procedure in applications to amend judgments, decrees, and orders *nunc pro tunc*.

The bill was read the third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Agnew, Armstrong, Bankhead, Barnett, Beard, Beck, Bowdon, Bulger, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Gilmore, Glover, Grayson, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, McCullough, Nelson, Nowlin, Owens, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Waller, Walker of Marengo, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Also, favorably to the Senate bill—

s. 438. To amend subdivision 3 of section 2830 of the Code.

The bill was read the third time and passed—yeas 26, nays 7.

Yeas—Messrs. Anstill, Agnew, Armstrong, Barnett, Beck, Bowdon, Bradford, Brooks of Macon, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Collier, Cowart, Cunningham, Clark, Davidson, Floyd, Gilmore, Glover, Grayson, Hammond, Harris, Head, Johnson of Autauga, Johnson of Blount, Lanier, Langdon, Lary, Maddox, Martin, McCullough, Nelson, Powell, Price, Renfro, Sanders, Skeggs, Slaughter, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Bankhead, Beard, Bruce, Camp, Long, Newman, Underwood.

Also, favorably to the Senate bill—

s. 142. To allow defendants in criminal cases to make statements to the court or jury trying the same.

The bill was read the third time, and, on motion of Mr. Hogue, was laid on the table.

Also, reported adversely to the bill—

s. 103. To provide for the payment of costs of suit on decrees of divorce from the bonds of matrimony.

The report was concurred in.

Mr. Clark submitted the following:

Mr. Speaker:

The committee on privileges and elections, to which was referred the memorial of Jones M. Withers, in regard to passing some act preventing frauds at elections and a faithful return,

Have had the same under consideration, and instruct me to report, that they have reported favorably on bill number 581, introduced by Mr. Robinson of Jackson, which covers all the grounds complained of in the memorial, and they deem it unnecessary to take any further action on said memorial.

T. C. CLARK, Chairman.

The report was received, and ordered to lie on the table.

Mr. Collier submitted the following :

Mr. Speaker :

The joint committee which have had under consideration the "constitutional provision as to exemptions," after careful investigation of the entire subject, report that any change of said constitutional provision is inexpedient at this time.

WM. A. COLLIER,
H. AUSTILL,
T. N. MCCLELLAN,
J. B. MITCHELL.

The report was received, and ordered to lie on the table.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker :

The Senate has amended, as herein shown, and passed the following bills :

H. B. 396. In relation to mileage of the members of the General Assembly from Greene, Bullock, Cherokee, Wilcox, Marion, Lamar, Russell, Coffee, and Pike counties, and to repeal so much of an act entitled "An act to amend section 43 of the Code of Alabama, with relation to mileage of officers and members of the General Assembly," approved February 5, 1879, as relates to Greene, Cherokee, Wilcox, Marion, Lamar, Russell, Coffee and Pike counties ;

H. B. 630. To amend section one of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lownds, Wilcox, Sumter, Autauga, and in beats No. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 12 of Hale, and of cotton produced in said counties.

The Senate has concurred in the House amendment to the bill—

s. 370. To provide for the disposition of Alabama Reports which now remain in the possession of Secretary of State, after the distribution thereof as provided by law;

s. 297. To amend section 15 of an act to establish a new charter for the town of Athens, in the county of Limestone, approved March 8, 1871.

Has passed without amendment the bill—

H. B. 908. To incorporate the town of Chulafinnee, in the county of Cleburne;

H. B. 119. For the preservation of order at the Rutledge Camp Ground, in Crenshaw county, Alabama;

And has amended, as therein shown, and passed—

H. B. 369. To provide for the payment of certain fees to constables, in criminal cases;

And passed, without amendment,

H. B. 953. To incorporate the fire company, citizen No. 2, of Union Springs, Alabama;

H. B. 744. To amend section 4215 of the Code of Alabama;

H. B. 749. To regulate the compensation of sheriffs for the removal of prisoners;

And has concurred in House amendments to—

s. 297. To amend section 15 of "An act to establish a new charter for the town of Limestone," approved March 8, 1871;

s. 365. To establish a new charter for Birmingham;

And has amended, as therein shown, and passed bill—

H. B. 209. To amend sections 2678 and 2681 of the Code.

W. L. CLAY, Secretary.

The house refused to concur in the amendment of the Senate to the bill—

H. B. 209. To amend sections 2678 and 2681 of the Code.

Mr. Powell, from committee on temperance, reported favorably to the Senate bill—

s. 178. To prohibit sale of liquors, &c., in four miles of Tabitha Chapel, in beat 12, Tallapoosa county;

On motion of Mr. Harris, the bill was tabled.

Mr. Clark submitted the following:

Mr. Speaker:

The committee on privileges and elections, to which was referred the memorial of Winfield S. Bird of Greene,

Perry L. Harrison of Madison, and Charles W. Buckley of Montgomery, candidates for the office of judge of probate in their respective counties, on the 2d day of August, 1880, have had the same under consideration, and instruct me to report that no evidence was produced, or attempt made by the memorialist to produce, before the committee and evidence in support of the charges made in the several memorials. From the *ex parte* statement of memorialists, your committee are of opinion, and so report, that the General Assembly have no right to enact any laws for the relief of memorialists in regard to the matters complained of, but they recommend that the courts of the country are the proper tribunals to adjudicate the same, and grant the relief asked for. And if the facts alleged in said memorials were true, the law afforded ample remedy for the wrongs alleged. The failure by the respective memorialists to avail themselves of these remedies, is evidence that the facts alleged are not true.

T. C. CLARK, Chairman.

Mr. Long submitted the following:

The minority of the committee, to which were referred the petitions of Perry L. Harrison of the county of Madison, Winfield S. Bird of the county of Greene, and Charles W. Buckley of the county of Montgomery, each alleging that they were fairly and honestly elected probate judge for their respective counties, at the election held on the 2d day of August last, beg leave to report:

That on account of the serious charges contained in said petitions, an investigation should be made by the General Assembly of Alabama, with the view of punishing persons guilty of election frauds, if any were perpetrated at said election, or in the event an investigation would prove that injustice had not been done these gentlemen, that the good name of the citizens of these counties would be vindicated and the slanders thereby refuted.

B. M. LONG,

Minority of committee on privileges and elections.

Mr. Long moved to substitute the minority for the majority report—

Mr. Collier moved to lay the motion on the table. Carried—yeas 53, nays 6.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Beard, Bowdon, Bradford, Brown of Tuscaloosa, Brown of Rus-

sell, Bruce, Caffee, Calloway, Collier, Cowart, Clark, Davidson, Dement, Gilmore, Glover, Grayson, Hammond, Harris, Hogue, Johnson of Autauga, Kirkland, Lanier, Lary, Maddox, Mason, McCullough, Nelson, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Renfro, Sowell, Skeggs, Slaughter, Taylor, Tyson, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Camp, Floyd, Johnson of Blount, Long, Sharit, Underwood.

And the report of the majority was adopted.

SENATE AMENDMENTS.

The House concurred in amendments of Senate bill—

H. B. 396. In relation to mileage of the members of the General Assembly from Greene and other counties, and to repeal the act amending section 43 of the Code, as to the members from said counties;

Yeas 52, nays 2.

Yeas—Messrs. Agnew, Bankhead, Barnett, Beard, Beck, Bradford, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Foster, Floyd, Gilmore, Harris, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Maddox, Martin, Mason, Nelson, Newsom, Nowlin, Owens, Ramsay, Sowell, Sheldon, Sharit, Slaughter, Taylor, Tyson, Thomas, Underwood, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Johnson of Blount and Maddox.

The House concurred in amendment of Senate to the bill—

H. B. 630. To amend section 1 of an act to prevent, in certain cases, the sale, exchange, &c., of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, and 12 of Hale, and of cotton produced in said counties.

Yeas 51, nays 3.

Yeas—Messrs. Austill, Agnew, Armstrong, Barnett, Beard, Brewer, Brown of Russell, Bruce, Caffee, Calloway, Cunningham, Davidson, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Kent, Kirkland, Lanier, Maddox, Nelson, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of

Jackson, Sanders, Sowell, Skeggs, Slaughter, Smith, Thomas, Vaught, Waller, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Russell.

Nays—Messrs. Johnson of Blount, Long, Underwood.

Also, concurred in the amendments of the Senate to the bill—

H. B. 369. To provide for the payment of certain fees to constables in criminal cases.

Yeas 49, nays 3.

Yeas—Messrs. Austill, Agnew, Bankhead, Beard, Brewer, Brown of Russell, Bruce, Caffee, Collier, Cunningham, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Heacock, Head, Johnson of Blount, Kirkland, Lanier, Langdon, Long, Maddox, Martin, Mason, Nelson, Newson, Nolen, Nowlin, Owens, Patton, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sheldon, Skeggs, Slaughter, Taylor, Thomas, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Butler.

Nays—Messrs. Harris, McCullough, Underwood.

Also, concurred in amendment of Senate to bill—

H. B. 119. For preservation of order at the Rutledge camp ground, in Crenshaw county.

Yeas 52, nays 0.

Yeas—Messrs. Austill, Agnew, Armstrong, Bankhead, Barnett, Beard, Brewer, Brooks of Macon, Brown of Russell, Bruce, Caffee, Cunningham, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Head, Johnson of Autauga, Kent, Lanier, Langdon, Maddox, Martin, Mason, McCullough, Nelson, Nolen, Nowlin, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Sharit, Skeggs, Slaughter, Taylor, Thomas, Underwood, Vaught, Walker of Marengo, Welborn, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker:

The Senate has passed, without amendments, the bills—

H. B. 569. To authorize the judge of probate of Pickens county to make an order allowing the guardian of the children of U. W. Mullins, deceased, to invest funds of his wards in lands in Noxubee county, Mississippi, as directed by the will of their father, and for the management of the same ;

H. B. 986. To amend section 12 of an act to incorporate the town of Eutaw, in Greene county, approved December 26, 1868, so far as to authorize the mayor and aldermen of said town to pass an ordinance requiring transient auctioneers to take out a license;

And has amended, as therein shown, and passed:

H. B. 759. To amend section 1 of an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay, and Jefferson, so far as the same relates to Dallas county;

H. B. 643. To declare void, and of no force, the sales of land made by the tax collectors in this State, previous to 1876, where such lands were bid in for the State, and have not been redeemed by the owners or other persons entitled, under the laws of this State, to redeem such lands, or that have not been sold or transferred by the State under any law governing the sale or transfer of lands sold for taxes, and to remise, release, quit-claim, all the title of the State therein, to the owners thereof;

H. B. 505. To incorporate the Pickensville Male and Female Seminary, in the county of Pickens;

H. B. 962. To amend sections 10, 11, 31, 34, 43, 47, and 77 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879.

The Senate insists on its amendment to the bill—

H. B. 209. To amend sections 2678 and 2681 of the Code; And asks for a committee of conference thereon.

Committee on part of the Senate, Messrs. McClellan, Harrison and Smith.

WM. L. CLAY, Secretary.

The House agreed to the request for a committee on conference;

Committee on part of the House, Messrs. Brown of Tuscaloosa, Bankhead, and Owens.

Mr. Powell, from the committee on temperance, reported adversely to the bill—

s. 190. To repeal an act to prohibit the sale, gift, or barter of intoxicating liquors within two miles of the academy, in Jasper, Alabama;

Mr. Clark moved that the House do not concur;

Which, on motion of Mr. Long, was laid on the table;
And the report was concurred in.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, Feb. 29, 1881.

Mr. Speaker :

The Senate has amended, as therein shown, and passed the bill—

H. B. 209. To amend sections 2678 and 2681 of the Code.
W. L. CLAY, Secretary.

The House concurred in the amendment of the Senate to the bill—

H. B. 655. To amend sections 3289 and 3291 of the Code.
Yeas 49, nays 3.

Yeas—Messrs. Austill, Agnew, Barnett, Beard, Beck, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Cowart, Clark, Davidson, Foster, Floyd, Gilmore, Hammond, Heacock, Johnson of Autauga, Kent, Kirkland, Lanier, Langdon, Long, Maddox, Martin, Mason, Nettles, Nolen, Nowlin, Patton, Price, Ramsay, Renfro, Robinson of Conecuh, Robinson of Jackson, Sanders, Sowell, Sheldon, Slaughter, Taylor, Thomas, Vaught, Walker of Marengo, Walker of Montgomery, Welborn, Wilson of Chambers, Wright of Lee, Wright of Butler.

Nays—Messrs. Bankhead, Tyson, Underwood.

Mr. Brown of Tuskaloosa submitted the following:

Mr. Speaker :

The committee of conference, to which was referred the question of difference between the two Houses as to Senate amendment to House bill 209, have had the same under consideration, and recommend that the House concur in said amendment of the Senate.

T. N. McCLELLAN,
A. G. SMITH,
Senate Committee.
H. H. BROWN,
J. H. BANKHEAD,
J. J. OWENS,
House Committee.

The House adopted the report of the committee of conference.

Yeas 52, nays 1.

Yeas—Messrs. Agnew, Avery, Bankhead, Barnett, Beard, Bradford, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cunningham, Clark, Davidson, Donoho, Foster, Floyd, Gilmore, Glover, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kirkland, Langdon, Lary, Long, Maddox, Martin, Mason, Nelson, Newsom, Nolen, Nowlin, Owens, Powell, Ramsay, Robinson of Conecuh, Sanders, Slaughter, Taylor, Tyson, Thomas, Walker of Marengo, Watts, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Russell.

Mr. Underwood voted nay.

The House concurred in the amendment of the Senate to the bill—

H. B. 759. To amend section one of an act for preservation of game animals and birds in certain counties, so far as the same relates to Dallas county.

Yeas 52, nays 0.

Yeas—Messrs. Agnew, Bankhead, Barnett, Beard, Beck, Bradford, Brown of Tuskaloosa, Brown of Russell, Caffee, Camp, Collier, Cowart, Cunningham, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Harris, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Langdon, Lary, Long, Martin, Mason, Nelson, Newsom, Nowlin, Owens, Ramsay, Robinson of Jackson, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Smith, Taylor, Tyson, Thomas, Underwood, Vanght, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, Wilson of Chambers, Wilson of Shelby, Wright of Butler, Wright of Lee, Wright of Russell.

Mr. Bankhead, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 589. To repeal that part of section 499 of the Code of Alabama which limits the powers of cities and towns to impose license taxes, so far as the same relates to the towns of Tuskegee and Evergreen, and the city of Greenville;

H. B. 293. To amend section 3866 of the Code;

H. B. 994. To increase temporarily the salaries of the judges of the supreme court of Alabama;

H. B. 908. To incorporate the town of Ohulafinnee, in the county of Cleburne;

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing Company;

H. B. 372. For the protection of purchasers of lands sold by executors and administrators;

H. B. 930. To amend subdivision 6 of section 362 of the Code;

H. B. 265. To repeal an act to require the judges of probate of Crenshaw and Covington counties to pay for their own stationery, viz.: blanks for recording mortgages, liens and marriage certificates, approved February 13, 1875;

H. B. 754. To repeal an act entitled an act to declare Joseph H. Harris, a liner between the counties of Chambers and Lee, a citizen of Lee county, and so change the line between said counties;

H. B. 600. To prevent stock from running at large in that part of Perry county bounded as follows, to-wit: Beginning at the bridge on Boguechitto creek, on the old Cahaba and Greensboro road, in said county, thence north up said creek to the line between Marion and Polecat beats, thence up said line to the east and west line, between Polecat and Brush creek beats, thence west along said line to the line between Hale and Perry counties, thence south along said county line, to the present northern boundary line of the Canebrake Agricultural District, thence east along said line to the said bridge, the point of beginning;

H. B. 853. To amend section one of an act entitled an act to authorize fire and marine insurance companies in this State to reduce their capital stock, approved January 19, 1879;

H. B. 657. To provide a fund for the payment of witnesses for the State in the circuit and county courts of Tuskaloosa, and prescribe their compensation;

H. B. 330. To regulate the compensation of county commissioners of Lamar and Marion counties;

H. B. 483. To amend an act entitled an act to prevent stock from running at large in that part of Dallas county lying west of Cahaba river and north of the New Orleans and Selma railroad, and north of the public road leading from Martin's Station, through Athens or Liberty Hill, to McKinley's, approved December 10, 1878, so as to include a certain portion of Perry county;

H. B. 865. To amend section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee;

H. B. 579. For the relief of Mrs. Mary F. Grissom of Franklin county;

H. B. 641. To amend an act to fix the times of holding the circuit courts of the eighth judicial circuit of Alabama;

H. B. 137. To amend section 5034 of the Code of Alabama, so far as Marion county is concerned;

H. B. 348. To fix the fees of justices of the peace and constables in the county of Montgomery;

H. B. 560. To amend section 1544 of the Code of Alabama, so far as the same relates to the counties of Blount, Cullman, Cleburne, Washington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton;

H. B. 673. To fix the pay of the sheriff of Coffee county;

H. B. 371. To authorize the county superintendent of education of Henry county to disburse certain poll tax;

H. B. 268. To provide a fund for the payment of witnesses for the State, and all officers in State cases, in Jackson county, and prescribe their compensation;

H. B. 75. To regulate certificates of teachers in the public schools of Alabama;

H. B. 666. To provide for the repairing and refurnishing the capitol, and for necessary work on the same and the grounds;

H. B. 953. To incorporate the fire company, "Citizen's No. 2," of Union Springs, Alabama;

H. B. 749. To regulate the compensation of sheriffs for the removal of prisoners;

H. B. 119. For the preservation of order at the Rutledge camp ground, Crenshaw county; Hill Chapel camp ground, Montgomery county, and at Healing Springs, Washington county;

H. B. 734. For the relief of maimed soldiers;

H. B. 744. To amend section 4215 of the Code of Alabama;

H. B. 396. In relation to mileage of the members of the General Assembly from Greene, Bullock, Cherokee, Wilcox, Marion, Lamar, Russell, Coffee, and Pike counties, and to repeal so much of an act entitled an act to amend section 43 of the Code of Alabama, with relation to mileage of officers and members of the General Assembly, approved February 5, 1879, as relates to Greene, Cherokee, Wilcox, Marion, Lamar, Russell, Coffee, Talladega and Pike counties;

H. B. 369. To provide for the payment of certain fees to constables in criminal cases;

H. B. 754. To repeal an act entitled an act to declare Joseph H. Harris, a liner between the counties of Chambers

and Lee, a citizen of Lee county, and so change the line between said counties ;

H. B. 265. To repeal an act to require the judge of probate of Crenshaw and Covington counties to pay for their own stationery, viz: blanks for recording mortgages, liens, and marriage certificates, approved February 13, 1875 ;

H. B. 372. For the protection of purchasers of land sold by executors and administrators ;

H. B. 348. To fix the fees of justices of the peace and constables in the county of Montgomery ;

H. B. 137. To amend section 5034 of the Code of Alabama, so far as Marion county is concerned ;

H. B. 579. For the relief of Mary F. Grissom, of Franklin county ;

And recedes from its amendments to the bill—

H. B. 930. To amend subdivision six of section 362 of the Code.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, February 28, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, and your signature to the same is requested :

s. 366. To authorize the corporate authorities of the city of Birmingham to borrow money to erect a market house or city prison, and for sanitary purposes, and to issue bonds for the payment of the same ;

s. 223. To amend section 9 of the charter of the town of Auburn, in Lee county, Alabama ;

s. 358. To protect persons in possession of personal property to which they claim no title, against other persons claiming title thereto, adversely to each other ;

s. 263. To authorize an investigation of the claim of S. E. Hastings, executrix of the estate of Edmund M. Hastings, deceased, late receiver of public moneys at Montgomery, in Montgomery county, against the State, and the payment thereof, if found to be a valid obligation against the State ;

s. 252. For the relief of John B. Shields, of Walker county ;

s. 197. For the organization and discipline of the volunteer forces of Alabama ;

s. 163. To allow executors or administrators to purchase property for the estates they represent, where such property is sold under decrees of the chancery courts or executions

from courts of law in their favor as administrators or executors;

s. 376. To regulate the number of grand and petit jurors for Morgan county;

s. 207. To regulate the transaction of business between connecting railroads;

s. 250. To require the criminal docket of the circuit court of Madison county to be taken up on Monday of the third week of the session thereof, at the fall and spring terms;

§ 440. For the punishment of any person who may resist or oppose the harbor master of the port of Mobile, or his deputy, in the execution of the duties of his office;

s. 108. To amend sections 1400 and 1401 of the Code;

s. 370. To provide for the disposition of the Alabama Reports which now remain in the possession of the Secretary of State, after the distribution thereof as provided by law;

s. 147. For the relief of John H. Edwards and Martha May, of Randolph county; and, also, for the relief of Daniel S. Green and Rebecca A. Wester, of Chambers county, Alabama;

s. 448. To amend an act to incorporate the city of Tusculumbia;

s. 401. To authorize the transfer of causes from the circuit court of Montgomery county to the city court of Montgomery, and from said city court to said circuit court;

s. 47. To allow married women, or guardians, to claim exemptions under the laws of this State, when the husband or father has absconded or left the State;

s. 160. To repeal an act to lay off the county of Conecuh into four commissioners' districts;

s. 244. To establish an inferior court for Cullman county;

s. 311. To amend paragraph 6 of section 358 of the Code;

s. 308. To amend section 2711 (2376) of the Code;

s. 203. To provide for the collection of all funds in favor of, and the registration of all claims and debts against, the fine and forfeiture fund of the counties of Butler and Conecuh;

s. 351. To amend section 25 of an act to establish a new charter for the city of Opelika, approved March 19, 1873;

s. 233. To amend the charter of the town of Gainesville, in Sumter county, Alabama;

s. 213. To repeal section 1697 of the Code, and the penalties fixed for the violation of the same ;

s. 214. An act to repeal section 1698 of the Code, and the penalties fixed for the violation of the same ;

s. 284. An act to amend subdivision eight of an act to fix the times and places for holding the circuit courts in the third judicial circuit, approved February 12, 1879 ;

s. 285. An act to regulate the practice in the circuit courts in the county of Barbour ;

s. 330. An act to amend an act to authorize the city council of Greenville to levy and collect certain license taxes therein named for the use and benefit of the city of Greenville ;

s. 409. To regulate the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a base, in the county of Tuskaloosa ;

s. 444. To confer chancery jurisdiction upon the city court of Montgomery.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, March 1, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives :

H. B. 146. For the relief of Robert Q. Pryor, as late tax collector of Perry county, Alabama ;

H. B. 196. To prohibit the sale of spirituous, vinous or malt liquors or other intoxicating beverages in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, State of Alabama ;

H. B. 135. To repeal an act to regulate the fine and forfeiture fund of the counties of Bibb, Fayette, Marion and Blount, approved February 8, 1877, so far as the same relates to the county of Marion ;

H. B. 403. To amend section 308 of the Code ;

H. B. 623. To incorporate the Mechanics Steam Fire Company No. 2, of Selma, Alabama ;

To amend section 3 of an act entitled an act—

H. B. 960. To amend sections 2, 7, 38, 39, 40, 45, 46, 47,

48, 49, 50, 51, and 54, of the charter of the city of Selma, approved February 12, 1879;

H. B. 422. To make an additional appropriation out of the general school fund to the county of Winston;

H. B. 737. To prevent the sale of vinous, malt and intoxicating liquors in Bullock county;

H. B. 900. To authorize the court of county commissioners for Clarke county to make a final settlement with Seth J. Parker, late tax collector of said county, and to legalize certain acts of said court;

H. B. 401. To amend subdivision 4 of section 362 of the Code;

H. B. 582. For the relief of the National Bank of Birmingham, Alabama.

Very respectfully,

THOS. H. REYNOLDS,

Recording Secretary.

The House took a recess until 4 p. m.

EVENING SESSION.

TUESDAY, March 1, 1881.

The House re-assembled at 4 p. m.

SIGNING OF BILLS.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker :

The President of the Senate has signed the following bills, and your signature to the same is requested.

s. 45. For protection of the people of the State against tramps;

s. 146. To regulate and fix the time for holding the courts in the seventh judicial circuit, approved February 13, 1879;

s. 324. To authorize the Librarian to employ an assistant;

s. 365. To establish a new charter for the city of Birmingham;

s. 220. To prevent the dismissal of a bill in equity for multifariousness;

s. 104. To amend section 2468 of the Code;

s. 228. An act to provide a mode of procedure in applications to amend judgments, decrees and orders *nunc pro tunc*;

s. 378. To establish the North Warrior Agricultura

District, to provide for securing the same, and for the management of its affairs;

s. 438. To amend subdivision 3 of section 2830 of the Code;

s. 117. To amend section 4203 of the Code;

s. 297. To amend section 15 of "An act to establish a new charter for the town of Athens, in the county of Limestone," approved March 8, 1871;

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, March 1, 1881.

Mr. Speaker:

The Governor has approved the following bills, which originated in the House of Representatives:

H. B. 589. To repeal that part of section 499 of the Code of Alabama, which limits the power of cities and towns to impose license taxes, so far as the same relates to the towns of Tuskegee and Evergreen, and the city of Greenville;

H. B. 605. To incorporate the Alabama Central Mining and Manufacturing Company;

H. B. 372. For the protection of purchasers of lands sold by executors and administrators;

H. B. 396. In relation to mileage of the members of the General Assembly from Greene, Bullock, Cherokee, Wilcox, Marion, Lamar, Russell, Coffee, Pike and Talladega counties, and to repeal so much of an act entitled an act to amend section 43 of the Code of Alabama, with relation to mileage of officers and members of the General Assembly, approved February 5, 1879, as relates to Greene, Cherokee, Wilcox, Marion, Lamar, Russell, Coffee, Pike and Talladega counties;

H. B. 641. To amend an act to fix the times of holding the circuit courts of the eighth judicial circuit;

H. B. 994. To increase temporarily the salaries of the judges of the supreme court of Alabama;

H. B. 908. To incorporate the town of Chulafinnee, in the county of Cleburne;

H. B. 666. To provide for the repairing and refurnishing the capitol, and for necessary work on the same, and the grounds;

H. B. 560. To amend section 1544 of the Code of Ala-

bama, so far as the same relates to the counties of Blount, Cullman, Cleburne, Washington, Coosa, Antauga, St. Clair, Elmore, Marshall, Dale and Chilton ;

H. B. 293. To amend section 3866 of the Code ;

H. B. 268. To provide a fund for the payment of witnesses for the State, and all officers, in State cases in Jackson county, and prescribe their compensation ;

H. B. 600. To prevent stock from running at large in that portion of Perry county bounded as follows, to-wit : Beginning at the bridge over Bogue Chitto creek on the old Cahaba and Greensboro road, in said county, thence north up said creek to the line between Polecat beats ; thence up said line between Polecat and Brush creek beats, thence west along said line to the line between Hale and Perry counties, thence south along said county line to the present northern boundary line of the Canebrake Agricultural District, thence east along said line to the said bridge, the point of beginning ;

H. B. 865. To amend section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee :

H. B. 483. To amend an act entitled an act to prevent stock from running at large in that part of Dallas county lying west of Cahaba river and north of the New Orleans and Selma railroad and north of the public road leading from Martin's Station, through Athens or Liberty Hill to McKinley's, approved December 10, 1878, so as to include a certain portion of Perry county ;

H. B. 330. To regulate the compensation of county commissioners of Lamar and Marion counties ;

H. B. 657. To provide a fund for the payment of witnesses for the State in the circuit and county courts of Tuscaloosa, and prescribe their compensation ;

H. B. 853. To amend section 1 of an act entitled an act to authorize fire and marine insurance companies in this State to reduce their capital stock, approved January 19, 1879 ;

H. B. 754. To repeal an act entitled an act to declare Joseph H. Harris, a liner between the counties of Chambers and Lee, a citizen of Lee county, and so change the line between said counties ;

H. B. 265. To repeal an act to require the judge of probate of Crenshaw and Covington counties to pay for their own stationery, viz : blanks for recording mortgages, liens and marriage certificates, approved February 13, 1875 ;

- H. B. 930. To amend subdivision 6 of section 362 of the Code;
- H. B. 744. To amend section 4215 of the Code;
- H. B. 749. To regulate the compensation of sheriffs for the removal of prisoners;
- H. B. 734. For the relief of maimed soldiers;
- H. B. 953. To incorporate the fire company "Citizens' No. 2," of Union Springs, Alabama;
- H. B. 369. To provide for the payment of certain fees to constables in criminal cases, in Dallas county;
- H. B. 119. To preserve order at the Rutledge camp ground, in the county of Crenshaw, Hill Chappel camp ground, in Montgomery county, and at Healing Springs, Washington county;
- H. B. 579. For the relief of Mrs. Mary F. Grissom, of Franklin county;
- H. B. 175. To regulate certificates of teachers in the public schools of Alabama;
- H. B. 371. To authorize the county superintendent of education of Henry county to disburse certain poll tax;
- H. B. 673. To fix the pay of the sheriff of Coffee county;
- H. B. 348. To fix the fees of justices of the peace and constables, in the county of Montgomery;
- H. B. 137. To amend section 5034 of the Code of Alabama, so far as Marion county is concerned.

THOS. H. REYNOLDS,
Recording Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker:

The Senate has passed the following bill:

H. B. 651. For the relief of George W. Chambers, late treasurer of Talladega county;

And has amended, as therein shown, and passed the bill—

H. B. 90. Authorizing the clerks of the circuit courts of Lowndes and Talladega counties, to act as *ex-officio* clerks of the county courts of said counties;

The Senate has concurred in the report of the conference committee on the bill—

H. B. 209. To amend sections 2678 and 2681 of the Code;

And has passed, without amendment, the bills—

H. B. 50. To provide for the election of a county treasurer of Mobile county;

H. B. 887. To amend section 2 of an act entitled an act to regulate the election of municipal officers in the city of Montgomery, approved March 1, 1875;

And has amended, as therein shown, and passed:

H. B. 688. To change the boundary line between the counties of Lee and Macon;

B. B. 886. To amend section 15 and 16 of an act entitled an act to amend the charter of the city of Montgomery, and the various laws, heretofore passed, amending the said charter, approved March 3, 1870.

W. L. CLAY, Secretary.

The House concurred in the amendment of the Senate to bill—

H. B. 886. To amend sections 15 and 16 of an act to amend the charter of the city of Montgomery, and the various laws heretofore passed amending the said charter, approved March 3, 1870.

Yeas 56, nays 0.

Yeas—Messrs. Speaker, Austill, Bankhead, Beard, Bowdon, Bulger, Brewer, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Collier, Cowart, Clark, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Long, Maddox, Mason, Newman, Newsom, Nolen, Owens, Powell, Price, Ramsay, Renfro, Sanders, Sowell, Sheldon, Sharit, Shields, Skeggs, Slaughter, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Also, concurred in amendment of Senate to bill—

H. B. 90. Authorizing the clerks of the circuit courts of Lowndes and Talladega counties to act as *ex officio* clerks of the county courts of said counties.

Yeas—Messrs. Speaker, Austill, Bankhead, Beard, Bulger, Brown of Tuskaloosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Foster, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Lary, Long, Maddox, Milner, Nelson, Newman, Newsom, Nettles, Nolen, Owens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Shields, Skeggs, Slaughter, Thomas, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee.

And refused to concur in amendment of Senate to bill—
H. B. 688. To change the boundary line between the counties of Lee and Macon.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker :

The Senate has passed, without amendment, the bill—

H. B. 851. To establish a public steam ferry across the Alabama river, near the city of Montgomery;

H. B. 841. To amend an act, approved January 28, 1870, to incorporate the town of Columbia, Henry county, Alabama.

The Senate insists on its amendments to the bill—

H. B. 688. To change the boundary line between the counties of Lee and Macon.

The Senate has amended, as therein shown, and passed the bill—

H. B. 717. To repeal section 9 of an act entitled an act to incorporate the town of Springville, in the county of St. Clair, approved April 9, 1873;

And has passed, without amendment, the bill—

H. B. 967. To amend section 837 of the Code of Alabama, so far as the same relates to the town of Etowah.

W. L. CLAY, Secretary.

The House concurred in the amendment of the Senate to the bill—

H. B. 717. To repeal section 9 of an act to incorporate Springville, approved April 9, 1873.

Yeas—Messrs. Austill, Agnew, Bankhead, Beard, Beck, Bulger, Bradford, Brewer, Brooks of Macon, Brown of Tusculoosa, Brown of Russell, Caffee, Calloway, Camp, Cowart, Cunningham, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Head, Hogue, Johnson of Autauga, Kent, Kirkland, Lanier, Lary, Long, Maddox, Mason, Nelson, Newman, Ramsay, Renfro, Sanders, Slaughter, Taylor, Thomas, Underwood, Vaught, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

Mr. Watts, from the judiciary committee, reported favorably to the Senate bill—

S. 282. To amend an act to regulate the times and places

of holding the chancery courts in the western chancery division, composed of the counties of Marengo, Sumter, Green, &c., approved February 12, 1879, so far as it relates to the first, seventeenth, eighteenth, nineteenth, and twentieth districts.

The bill was read the third time and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Beard, Beck, Bulger, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Floyd, Gilmore, Glover, Hammond, Harris, Heacock, Head, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Maddox, Mason, Nelson, Newman, Newsom, Ramsay, Renfro, Skeggs, Slaughter, Thomas, Waller, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wright of Lee, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker :

The Senate has amended, as therein shown, and passed the bill—

H. B. 506. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters or beverages, within three miles of the certain places therein named :

And has passed, without amendment ;

H. B. 208. To amend an act to amend section 274 of the Code of 1876, approved February 12, 1879 ;

And has amended, as therein shown, and passed :

H. B. 225. In relation to the fees of probate judges in cases not now provided for by law.

The President of the Senate having signed following bill, your signature to same is requested :

S. 282. An act to amend an act to regulate the times and places of holding the chancery courts in the western chancery division of Alabama, composed of the counties of Marengo, Sumter, Greene, Pickens, Fayette, Lamar, Marion, Franklin, Colbert, Landerdale, Limestone, Lawrence, Winston, Walker, Tuskaloosa, Hale, Perry, Bibb, Shelby, Jefferson, Blount, Cullman, and Morgan, approved February 12,

1879, so far as relates to the first, seventeenth, eighteenth, nineteenth and twentieth districts.

WM. L. CLAY, Secretary.

And the Speaker, in the presence of the House, immediately after the title had been read, signed said bill, (s. 282.)

MESSAGE FROM THE SENATE.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker :

The Senate has passed, without amendment, the Bills—

H. B. 590. To amend section 2222 of the Code, and to to amend an act entitled an act to amend section 2223 of the Code of Alabama, approved December 3, 1878;

H. B. 629. To prohibit the sale, or otherwise disposing of any spirituous, vinous, or malt liquors, and any intoxicating bitters, near and in the vicinity of Newburg, Franklin county.

H. B. 885. To authorize the township superintendent of township 4, of range 13, in Conecuh county, to sell for cash the sixteenth section lands in said township;

H. B. 729. For the preservation of game animals and birds in the counties of Lamar, Marion and Coosa;

H. B. 150. To provide for the codifying and publishing in pamphlet form the road laws of Alabama;

H. B. 476. To constitute the town of Union Springs a separate school district;

H. B. 368. To form a separate school district out of that part of township 7, range 20, Coffee county, lying east of Big Creek;

H. B. 716. To repeal an act entitled an act to prevent the sale of vinous or sprituous liquors within one mile of Springville Academy, in St. Clair county, approved Feb, 24, 1860;

H. B. 199. To authorize the compromise and settlement of claims for school lands in this State;

H. B. 973. To amend section five of an act in relation to trials for misdemeanors, in Tuskaloosa and other counties therein named, approved March 19, 1875;

H. B. 336. To prescribe the manner in which the claims against the fine and forfeiture fund of Macon county shall be paid;

H. B. 332. To regulate the collection of the poll tax in this State.

The Senate has amended, as therein shown, and passed—

H. B. 141. To make further provision for the duties of coroners, and the costs of coroners' inquests;

And has passed the following bills without amendment:

H. B. 575. To prohibit the sale, giving away, or otherwise disposing of any vinous, spirituous or malt liquors, or intoxicating bitters, or beverages, within certain limits herein named;

H. B. 897. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within certain limits defined therein;

H. B. 598. To incorporate the Alabama Baptist Colored Normal and Theological School.

The Senate has amended, as therein shown, and passed—

H. B. 164. To amend an act entitled "an act for the protection of plantations, and against the depredations of stock in Lowndes county, Alabama," approved December 31, 1868.

WM. L. CLAY, Secretary.

The House concurred in the amendments or the Senate to said last named bill—H. B. 164—yeas 60, nays 0.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Beck, Bulger, Bradford, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Caffee, Calloway, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Davidson, Dement, Gilmore, Glover, Hammond, Harris, Heacock, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Kirkland, Lanier, Langdon, Lary, Maddox, Mason, Nelson, Newsom, Nettles, Nolen, Nowlin, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sowell, Sharit, Shields, Skeggs, Slaughter, Taylor, Tyson, Thomas, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Lee.

The House concurred in amendment of the Senate to the bill—

H. B. 225. In relation to the fees of judges of probate in cases not now provided for by law;

Yeas 52, nays 2.

Yeas—Messrs. Austill, Agnew, Bankhead, Barnett, Beard, Beck, Bradford, Brassfield, Brewer, Brown of Tuscaloosa, Brown of Russell, Bruce, Camp, Collier, Cowart, Cunningham, Dement, Gilmore, Hammond, Hogue, Johnson of Autauga, Lanier, Langdon, Lary, Long, Maddox, Nelson, New-

man, Newsom, Nettles, Nolen, Nowlin, Owens, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Slaughter, Tyson, Thomas, Walker of Marengo, Watts, Welborn, White, Wilson of Chambers, Wimberly, Wright of Butler, Wright of Lee, Wright of Russell.

Nays—Messrs. Underwood, Johnson of Blount.

MESSAGE FROM THE SENATE.

Mr. Speaker :

I am instructed to request the return of the bill—

H. B. 575. To prohibit the sale, giving away, &c., of spirituous liquors within certain portions of the State of Alabama.

WM. L. CLAY, Secretary.

The Clerk was instructed to return the bill.

The House concurred in the amendment of the Senate to the bill—

H. B. 506. To prohibit the sale, giving away or otherwise disposing of any vinous, spirituous or malt liquors, or intoxicating bitters and beverages, within certain limits herein named;

Yeas 51, nays 9.

Yeas—Messrs. Agnew, Bankhead, Barnett, Beard, Beck, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cowart, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Hammond, Harris, Johnson of Autauga, Lanier, Lary, Long, Newsom, Nettles, Nolen, Nowlin, Patton, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sheldon, Slaughter, Tyson, Thomas, Walker of Marengo, Walker of Montgomery, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Austill, Kent, Langdon, Maddox, Nelson, Newman, Sharit, Taylor, Wright of Russell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, March 1, 1881.

Mr. Speaker :

The Senate has amended, as therein shown, and passed the bill—

H. B. 575. Prohibiting the sale of liquor in certain places therein named.

WM. L. CLAY, Secretary.

And the House concurred in the Senate amendments to said bill, (H. B. 575).

Yeas 62, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Armstrong, Avery, Bankhead, Barnett, Beard, Bradford, Brown of Tuskaloosa, Brown of Russell, Bruce, Caffee, Camp, Collier, Cooley, Cowart, Cunningham, Clark, Dement, Gilmore, Glover, Hammond, Harris, Heacock, Johnson of Autauga, Johnson of Blount, Kirkland, Lanier, Langdon, Lary, Long, Maddox, Mason, Nelson, Newsom, Nolen, Nowlin, Patton, Pickens, Powell, Price, Ramsay, Renfro, Robinson of Jackson, Sanders, Sowell, Skeggs, Slaughter, Smith, Taylor, Thomas, Waller, Walker of Marengo, Walker of Montgomery, Watts, Welborn, White, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee.

Nays—Messrs. Robinson of Conecuh and Sharit.

The House concurred in the amendment of the Senate to the bill—

H. B. 141. To make further provisions for coroners, and the costs of coroners' inquests.

Yeas 55, nays 2.

Yeas—Messrs. Speaker, Austill, Agnew, Bankhead, Barnett, Beard, Beck, Bradford, Brewer, Brown of Tuskaloosa, Brown of Russell, Bruce, Camp, Collier, Cunningham, Clark, Davidson, Dement, Foster, Gilmore, Harris, Hogue, Johnson of Autauga, Johnson of Blount, Kent, Lanier, Langdon, Lary, Long, Maddox, Newsom, Nettles, Nolen, Nowlin, Patton, Powell, Price, Ramsay, Renfro, Robinson of Conecuh, Sanders, Sowell, Sharit, Shields, Slaughter, Taylor, Tyson, Thomas, Walker of Montgomery, Watts, Wilson of Chambers, Wilson of Shelby, Wimberly, Wright of Lee, Wright of Russell.

Nays—Messrs. Walker of Marengo and Welborn.

The Speaker in the presence of the House, immediately after their titles had been publicly read, signed the following bills:

H. B. 759. To amend section 1 of an act entitled "An act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as the same relates to Dallas county ;

H. B. 505. To incorporate the Pickensville male and female Seminary, in the county of Pickens ;

H. B. 569. To authorize the judge of probate of Pickens county, to make an order, allowing the guardian of the chil-

dren of W. W. Mullins deceased, to invest certain funds of his wards in land in Noxubee county, Mississippi, as directed by the will of their father, and for the management of the same ;

H. B. 986. To amend section 12 of an act to incorporate the town of Eutaw, in Greene county, approved December 26, 1868, so far as to authorize the mayor and aldermen of said town to pass an ordinance requiring transient auctioneers to take out a license ;

H. B. 651. For the relief of George W. Chambers, late treasurer of Talladega county ;

H. B. 643. To declare void, and of no force, the sales of land made by the tax collectors in this State previous to 1876, where such lands were bid in for the State, and have not been redeemed by the owners or other person entitled under the laws of this State to redeem such lands, or that have not been sold or transferred by the State under any law governing the sale or transfer of lands sold for taxes, and to remise, release, and quit-claim all the title of the State therein to the owners thereof ;

H. B. 630. To amend section 1 of an act to prevent in certain cases the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats numbers 1, 2, 3, 4, 5, 6, 7, 8, 9 and 12 of Hale, and in sections 29, 30, 31 and 32, township 24, range 5, east, in beat number 18, and all that part of beat number 18 lying south of the Black Warrior river, in township 24, range 4, east, in Tuskaloosa county, and of cotton produced in said counties ;

H. B. 209. To amend sections 2678 and 2681 of the Code ;

H. B. 962. To amend sections 10, 11, 31, 34, 43, 47 and 77 of an act entitled "An act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879 ;

H. B. 655. To amend sections 3289 and 3291 of the Code ;

H. B. To amend an act entitled "An act to amend the charter of the city of Montgomery, and the various laws heretofore passed amending the said charter, approved March 3, 1870 ;

H. B. 851. To establish a public Steam Ferry across the Alabama river near the city of Montgomery ;

H. B. 336. To prescribe the manner in which claims against the fine and forfeiture fund of Macon county shall be paid ;

H. B. 967. To amend section 837 of the Code of Alabama, so far as the same relates to the county of Etowah;

H. B. 973. To amend section 5 of an act in relation to trials for misdemeanors in Tuscaloosa, and other counties therein named, approved March 19, 1875;

H. B. 885. To authorize the township superintendent of township four, of range thirteen, in Conecuh county, to sell for cash the sixteenth section lands in said township;

H. B. 716. To repeal an act entitled "An act to prevent the sale of vinous or spirituous liquors within one mile of Springville Academy, in St. Clair county, approved February 24, 1860 ;

H. B. 199. To authorize the compromise and settlement of claims for school lands in this State ;

H. B. 90. Authorizing the clerk of the circuit court of Talladega county to act as *ex-officio* clerk of the county court of said county ;

H. B. 150. To provide for the certifying and publishing in pamphlet form the road laws of Alabama ;

H. B. 332. To regulate the collection of the poll tax this State ;

H. B. 717. To repeal section 9 of an act entitled act to incorporate the town of Springville, in the county of St. Clair, approved April 9, 1873 ;

H. B. 729. For the preservation of game animals and birds in the counties of Lamar, Marion and Coosa ;

H. B. 50. To provide for the election of a county treasurer of Mobile county ;

H. B. 887. To amend section two of an act entitled "An act to regulate the election of municipal officers in the city of Montgomery, approved March 1, 1875 ;

H. B. 590. To amend section 2222 of the Code, and to amend an act entitled "An act to amend section 2223 of the Code of Alabama, approved December, 3, 1878 ;

H. B. 208. To amend an act to amend section 274 of the Code ;

H. B. 225. In relation to the fees of probate judges in cases not now provided for by law ;

H. B. 368. To form a separate school district out of that part of township 7, range 20, Coffee county, lying east of Big Creek ;

H. B. 598. To incorporate the Alabama Baptist Colored Normal and Theological School ;

H. B. 476. To constitute the town of Union Springs a separate school district ;

H. B. 629. To prohibit the sale or otherwise disposing of any spirituous, vinous or malt liquors, and any intoxicating bitters, near, and in the vicinity of Newburg, Franklin county ;

H. B. 841. To amend an act, approved January 28, 1870, to incorporate the town of Columbia, Henry county Alabama ;

H. B. 141. To make further provision for the duties of coroner and the costs of coroners' inquests ;

H. B. 897. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within certain limits therein defined ;

H. B. 506. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within certain limits therein defined ;

H. B. 575. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within certain limits therein defined ;

H. B. 164. To amend an act for the protection of plantations, and against the depredation of stock, in Lowndes county, approved December 31, 1868.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, March 1, 1881.

Mr. Speaker :

The Governor has approved the following bills, which originated in the House of Representatives :

H. B. 164. To amend an act entitled " An act for the protection of plantations and against the depredations of stock in Lowndes county, Alabama, approved December 31, 1868 ;

H. B. 506. To prohibit the sale, giving away or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating beverages or bitters, within three miles of certain places therein named ;

H. B. 897. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within certain limits defined therein ;

H. B. 629. To prohibit the sale or otherwise disposing of any spirituous, vinous or malt liquors, and any intoxicating

bitters, near and in the vicinity of Newburg, Franklin county;

H. B. 141. To make further provisions for the duties of coroners and the costs of coroners' inquests;

H. B. 841. To amend an act, approved January 28, 1870, to incorporate the town of Columbia, Henry county, Alabama;

H. B. 575. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors within certain portions of the State of Alabama;

H. B. 759. To amend section one of an act entitled "An act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as the same relates to Dallas county;

H. B. 505. To incorporate the Pickensville male and female seminary, in the county of Pickens;

H. B. 569. To authorize the judge of probate of Pickens county to make an order allowing the guardian of the children of W. W. Mullins, deceased, to invest funds of his wards in land in Noxbubee county, Mississippi, as directed by the will of their father, and for the management of the same;

H. B. 986. To amend section 12 of an act to incorporate the town of Eutaw, in Greene county, approved December 26, 1868, so far as to authorize the mayor and aldermen of said town to pass an ordinance requiring transient auctioneers to take out a license;

H. B. 643. To declare void, and of no force, the sales of land made by the tax collectors in this State, previous to 1876, where such lands were bid in for the State, and have not been redeemed by the owners or other persons entitled under the laws of this State to redeem such lands, or that have not been sold or transferred by the State under any law governing the sale or transfer of lands sold for taxes, and to remise, release and quit-claim all the title of the State therein to the owners thereof;

H. B. 630. To amend section one of an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats numbers 1, 2, 3, 4, 5, 6, 7, 8, 9 and 12 of Hale, and in sections 29, 30, 31 and 32, township 24, range 5, east, in beat number 18, and all

that part of beat number 18 lying south of the Black Warrior river in township 24, range 4, east, in Tuskaloosa county, and of cotton produced in said county;

H. B. 962. To amend sections 10, 11, 31, 34, 43, 47 and 77 of an act entitled "An act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879;

H. B. 851. To establish a public Steam Ferry across the Alabama river, near the city of Montgomery;

H. B. 225. In relation to the fees of probate judges in cases not now provided for by law;

H. B. 208. To amend an act to amend section 274 of the Code;

H. B. 50. To provide for the election of a county treasurer of Mobile county;

H. B. 729. For the preservation of game animals and birds in the counties of Lamar, Marion and Coosa;

H. B. 887. To amend section 2 of an act entitled "An act to regulate the election of municipal officers in the city of Montgomery," approved March 1, 1875;

H. B. 368. To form a separate school district out of that part of township 7, range 20, Coffee county, lying east of Big Creek;

H. B. 476. To constitute the town of Union Springs a separate school district;

H. B. 598. To incorporate the Alabama Baptist Colored Normal and Theological School;

H. B. 651. For the relief of Geo. W. Chambers, late treasurer of Talladega county;

H. B. 209. To amend sections 2678 and 2681 of the Code;

H. B. 655. To amend sections 3289 and 3291 of the Code;

H. B. 973. To amend section 5 of an act in relation to trials for misdemeanors in Tuskaloosa, and other counties therein named, approved March 19, 1875;

H. B. 336. To prescribe the manner in which claims against the fine and forfeiture fund of Macon county shall be paid;

H. B. 967. To amend section 837 of the Code of Alabama, so far as the same relates to the county of Etowah;

H. B. 885. To authorize the township superintendent of township 4, of range 13, in Conecuh county, to sell for cash the sixteenth section lands in said township;

H. B. 716. To repeal an act entitled "An act to prevent the sale of vinous or spirituous liquors within one mile of

Springville Academy, in St. Clair county, approved February 24, 1860 ;

H. B. 199. To authorize the compromise and settlement of claims for school lands in this State :

H. B. 90. Authorizing the clerk of the circuit court of Talladega county to act as *ex-officio* clerk of the county court of said county ;

H. B. 717. To repeal section 9 of an act entitled "An act to incorporate the town of Springville, in the county of St. Clair, approved February 9, 1873 ;

H. B. 150. To provide for the codifying and publishing in pamphlet form the road laws of Alabama ;

H. B. 332. To regulate the collection of the poll tax in this State ;

H. B. 590. To amend section 2222 of the Code, and to amend an act entitled "An act to amend section 2223 of the Code of Alabama," approved December 3, 1878.

RESOLUTIONS.

Mr. Lanier offered the following :

WHEREAS, The senior member from Mobile is one of the oldest members of this House ; and,

WHEREAS, said member has, for a long period of time, been one of the most prominent and highly esteemed citizens of the State of Alabama ; therefore be it

Resolved, That the House request the Hon. C. C. Langdon to deliver a parting address.

Resolved further, That a committee of three be appointed by the chair to escort the gentleman to the stand.

Adopted.

Mr. Hammond introduced the following :

Resolved, That it is the pleasure of this House to hear from Gov. Watts, and that a committee of three be appointed to conduct him to the stand.

Adopted.

Mr. Watts introduced the following resolution :

Resolved, That this House would be delighted to hear a parting address from Col. R. H. Powell, the distinguished chairman of the temperance committee.

Adopted.

Mr. Walker of Montgomery moved that a committee of three be appointed to wait upon Mr. Powell and escort him to the stand.

Carried.

Mr. Brown of Tuskaloosa introduced the following:

Resolved, That as a mark of the appreciation of this House of the efficiency of the Hon. W. F. Foster of Macon, he be requested to address this House.

Adopted.

The gentlemen alluded to in the resolutions were escorted to the stand, and delivered appropriate and interesting addresses.

Mr. Brown of Tuskaloosa introduced the following resolution:

Resolved, That the thanks of this House are due and hereby tendered to the Young Men's Christian Association, and the Magnolia Club, of this city, for the use of their rooms for committee meetings during the present session of the General Assembly.

Mr. Cowart introduced the following resolution:

Resolved by the House, the Senate concurring, That a committee of three on part of the House and two on part of the Senate, be appointed to wait upon his excellency, the Governor, and ascertain if he has any further communication to make to the General Assembly. Adopted, and the chair appointed Messrs. Cowart, Nelson and Brooks of Macon, as the committee on part of the House.

The committee retired, and upon returning, reported that they had performed the duty, and the Governor had no further communication to make.

Mr. Nelson introduced the following resolution:

Resolved by the House of Representatives, That the thanks of this House are due and are hereby tendered to the Montgomery *Daily Advertiser*, and to the reporter of said paper, for the full, fair and accurate reports of the proceedings of this House, and we hereby express our thanks to said paper for the kind manner in which it has been pleased to speak of this body.

Resolved further, That the members of the House are under obligations to the Mobile *Register* for courtesies extended to the House during the present session of the General Assembly. Adopted.

Mr. Langdon introduced the following resolution:

Resolved, That the thanks of this House are hereby cordially tendered to Hon. N. H. R. Dawson for the ability, impartiality and uniform courtesy with which he has discharged the arduous duties of Speaker during the session now approaching a close.

Resolved further, That to the Clerk of the House, Ellis Phelan, Esq., we hereby tender the assurance of our grateful appreciation of the efficiency with which his duties have been performed, and the politeness that has marked his intercourse with the members.

Resolved further, That the other officers of the House are entitled to our thanks for the fidelity with which the respective trusts confided to them have been discharged.

Mr. Cunningham seconded the resolution:

In response to the resolutions, Mr. Speaker Dawson said:

Gentlemen of the House of Representatives:

The hour for the termination of your labors has come; and in behalf of the officers of the House and myself, I gratefully accept the flattering sentiments of the resolutions which you have been pleased to adopt, and return you their sincere acknowledgments. When I consider their full meaning and expression, I can only indulge the hope that they are deserved, and I tender you my warmest thanks.

To have impartially presided over your deliberations, was a duty to you, and an imperious one to myself, and I can truthfully say that I have honestly and earnestly endeavored to discharge this high and honorable office.

To have occupied the chair, so often filled by the courtly and distinguished statesmen whose names will go down the corridors of time, associated with the history of our noble State, is a distinction that might satisfy the ambition of any man.

I prize it above all other honors. With what measure of success I have discharged its duties must be left to your impartial judgment. Without your co-operation and assistance I could have accomplished nothing.

If sometimes, in the heat and hurry of debate and in the performance of the delicate and often-times unpleasant duties of the position, I have made mistakes and used words that have fallen harshly upon your ears, I must crave your indulgence, and ask and trust that you will attribute them to the excitement of the occasion, and that they may be forgotten and forgiven in this solemn hour of our separation.

Gentlemen, I have been gratified to observe and admire the knightly courtesy, the delicate kindness which has characterized your intercourse and your discussions upon this floor. And it affords me the greatest pleasure to testify to the

earnest and assiduous manner in which you have devoted yourselves to the labor of legislation.

If you have not met all the expectations of the public, it will be remembered that many of the important questions that have had your attention and consideration were new, and in their character, experimental.

Time and experience will alone vindicate the wisdom of your measures, and we leave them to the candid judgment of our countrymen.

And now, in returning to your occupations, your fields and firesides, I feel that you have the right to the commendation of your constituents for the conscientious and honest manner in which you have discharged the business of the session.

Such approval is among the highest rewards that statesmen can expect or enjoy.

How delightful it is to win the prize in the race of usefulness, to bask in the warmth and light of well earned praise.

Thus feeling when, on the bridge of time, we are passing from the fleeting scenes of this fitful stage of action, we will feel, though no marble may mark our resting-place, that the aged will lament to lose us; that tears will sparkle on the cheeks of innocence, and the young will cast fresh flowers—bright immortelles—upon our graves.

Gentlemen, I bid you, one and all, farewell—a heartfelt farewell.

I now declare the House adjourned *sine die*.

N. H. R. DAWSON,
Speaker.

Attest:

ELLIS PHILAN,
Clerk.

DOCKET OF HOUSE BILLS,

WITH NUMBER, NAME OF INTRODUCER, ABSTRACT OF TITLE, &C.

1. Robinson of Jackson. To amend section 5063 of the Code.
November 11, read first. November 12, read second, judiciary. November 20, amended and passed.
2. Foster. To provide for redemption of property recovered in actions of detinue founded on mortgage.
November 11, read first. November 12, read second, judiciary.
3. Foster. To amend section 4443 of the Code.
November 11, read first. November 12, read second, judiciary. February 19, substitute adopted, passed.
4. Foster. To incorporate Magnolia Hook and Ladder Co. of Tuskegee.
November 11, read first. November 12, read second, local legislation. November 17, passed. November 23, amended and passed Senate. November 23, concurred in. November 26, signed. November 27, approved.
5. Brooks of Macon. To amend section 31 of school law.
November 11, read first. November 12, read second, education.
6. To amend an act for the relief of maimed soldiers.
November 11, read first. November 12, read second, appropriations.
7. Langdon. To amend section 4360 of the Code.
November 11, read first. November 12, read second, judiciary. November 16, substitute adopted, and passed.
8. Langdon. To extend charter of Mobile Savings Bank.
November 11, read first. November 12, read second, corporations. November 17, passed. November 24, passed Senate. November 27, signed. December 3, approved.

9. Price. To amend section 1944 of the Code.
November 11, read first. November 12, read second,
judiciary.
10. Price. To repeal section 2362 of the Code.
November 11, read first. November 12, read second,
judiciary. November 16, adverse, and concurred in.
11. Skeggs. To fix the salaries of circuit solicitors.
November 11, read first. November 12, read second,
fees and salaries.
12. Owens. To repeal section 4810 of the Code.
November 11, read first. November 12, read second,
judiciary. November 16, adverse, and concurred in.
13. Donoho. To amend section 413 of Code.
November 11, read first. November 12, read second,
ways and means. December 6, substitute adopted,
and passed. December 8, passed Senate. December
8, signed. February 1, notice of approval.
14. Donoho. To repeal an act authorizing the use of skill's
opposite the city of Tuskaloosa.
November 11, read first. November 12, read second,
local legislation. November 30, passed.
15. Long. To repeal an act to amend section 274 of Code.
November 11, read first. November 12, read second,
privileges and elections. (See n. b. 208.)
16. Long. To repeal an act to amend section 276 of Code.
November 11, read first. November 12, read second,
privileges and elections. Mr. Long submitted minor-
ity report, December 2. (See n. b. 208.)
17. Long. To repeal section 4369 of Code.
November 11, read first. November 12, read second,
judiciary.
18. Betts. To amend charter of the Gulf Mining Company.
November 11, read first. November 12, read second,
corporations.
19. Wilson of Chambers. Liquor prohibition in Beat 6,
Chambers county.
November 11, read first. November 12, read second,
temperance. November 19, passed. November 27,
passed Senate. November 29, signed. November 30,
approved.
20. Powell. To regulate the fees of registers.
November 12, read first. November 13, read second,
fees and salaries. November 20, substitute reported,
special order for Friday next. November 26, re-com-

- mitted. December 4, reported favorable, special order February 4, at 12 M.
21. Johnson of Blount. To amend an act regulating the weighing of cotton in Montgomery and other counties. November 12, read first. November 13, read second, agriculture. November 29, substitute adopted, and passed.
 22. Johnson of Blount. To authorize the laying off Blount county into four commissioners' districts. November 12, read first. November 13, read second, judiciary.
 23. Wright of Butler. Liquor prohibition, Forest Home Church, Butler county. November 12, read first. November 13, read second, temperance. November 19, passed. November 27, passed Senate. November 29, signed. November 30, approved.
 24. Thomas. To repeal sections 518, 519, 520 and 521 of the Code. November 12, read first. November 13, read second, ways and means.
 25. Wilson of Chambers. For relief of Z. T. Morris. November 12, read first. November 13, read second, judiciary.
 26. Collier. To amend section 276 of the Code. November 12, read first. November 13, read second, privileges and elections.
 27. Collier. To amend section 274 of the Code. November 12, read first. November 13, read second, privileges and elections.
 28. Glover. To repeal section 4202 of the Code, as to Choctaw county. November 12, read first. November 13, read second, local legislation.
 29. Glover. To amend section 4358 of the Code. November 12, read first. November 13, read second, judiciary. November 16, passed. November 24, passed Senate. November 26, signed. November 27, approved.
 30. Cleveland. To provide for transfer of docket, &c., of chancery courts which have been abolished. November 12, read first. November 13, read second, local legislation. November 17, judiciary. November 22, passed.

31. Cleveland. To amend section 240 of the Code.
November 12, read first. November 13, read second,
fees and salaries. November 20, amended, passed.
32. Cleveland. To amend section 739 of the Code.
November 12, read first. November 13, read second,
fees and salaries.
33. Cleveland. To make defendants, in criminal cases,
competent witnesses.
November 12, read first, November 12, read second,
judiciary. November 16, substitute reported. No-
vember 17, tabled.
34. Cleveland. To fix salaries of supreme court judges.
November 12, read first. November 13, read second,
judiciary. November 17, substitute reported. No-
vember 22, indefinitely postponed. November 23,
notice of re-consideration. November 29, special
order 2d December. December 2, motion lost.
35. Owens. To prohibit solicitors from collecting fees in
county courts.
November 12, read first. November 13, read second,
fees and salaries.
36. Nelson. To amend section 4377 of Code.
November 12, read first. November 13, read second,
judiciary. November 17, passed. November 24,
passed Senate. November 26, signed. November 27,
approved.
37. Nelson. To require trustees to give bond in certain
cases.
November 12, read first. November 13, read second,
judiciary. November 17, title amended and passed.
February 21, amended and passed Senate. February
25, concurred in. November 26, signed. November
26, approved.
38. Nelson. To punish fraudulent issuance of false receipts,
&c. November 12, read first. November 13, read
second, judiciary. November 18, substitute adopted
and passed. November 24, amended and passed
Senate. November 26, concurred in. November 27,
signed. November 29, approved.
39. Nowlin. To amend section 294, 295, 296 and 3350 of
Code.
November 12, read first. November 13, read second,
judiciary.

41. Bowdon. To repeal act relating to legal advertisements in Henry county.
November 12, read first. November 13, read second, judiciary. November 17, passed. February 24, passed Senate. February 25, signed. February 26, approved.
42. Kent. To amend section 1698 of Code.
November 12, read first. November 13, read second, commerce and common carriers.
43. Sharit. To amend section 1548 of Code.
November 12, read first. November 13, read second, temperance.
44. Harris. To better secure the enforcement of contracts.
November 12, read first. November 13, read second, judiciary.
45. Foster. To remove disqualification of witness on account of infamy.
November 12, read first. November 13, read second, judiciary.
46. Betts. To establish Northern Chancery Division.
November 12, read first. November 13, read second, judiciary. February 15, report favorable. February 19, considered. February 21, referred to select committee. February 22, substitute adopted and passed.
47. Walker of Marengo. To amend section 395 of Code.
November 12, read first. November 13, read second, ways and means.
48. Same. To amend section 389 of Code.
November 12, read first. November 13, read second, ways and means.
49. Bradford. To repeal section 750 of Code.
November 12, read first. November 13, read second, judiciary.
50. Langdon. To provide for election of county treasurer for Mobile.
November 12, read first. November 13, read second, judiciary. February 19, passed. March 1, passed Senate, signed, approved.
51. Langdon. To provide for collection of county taxes, &c., in money.
November 12, read first. November 13, read second, ways and means.
52. Price. To fix times of holding courts in first circuit.

- November 12, read first. November 13, read second, judiciary. November 18, amended and passed. November 20, passed Senate. November 26, signed. November 27, approved.
53. Langdon. To amend section 4169 of the Code.
November 12, read first. November 13, read second, judiciary. November 18, amended and passed. November 30, amended and passed Senate. December 1, concurred in. December 2, signed. December 3, approved.
54. Sheldon. To amend section 757 of Code.
November 12, read first. November 13, read second, judiciary. November 18, passed.
55. Nettles. Liquor prohibition, Asbury Camp Ground, Monroe county.
November 12, read first. November 13, read second, temperance. November 19, passed. November 27, passed Senate. November 29, signed. November 30, approved.
56. H. T. Walker. To regulate transportation of freight &c., by Railroads.
November 12, read first. November 13, read second, commerce and common carriers.
57. McCullough. To repeal liquor laws, as to Liberty Church, Montgomery county.
November 12, read first. November 13, read second, temperance. November 19, passed. December 1, passed Senate. December 2, signed. December 3, approved.
58. Hogue. To amend section 5042 of Code.
November 13, read first. November 13, read second, judiciary. November 18, passed. November 29, amended and passed Senate, referred to judiciary. December 6, concurred in. December 8, signed, approved.
59. Hogue. For preservation of game, &c., in Perry county.
November 12, read first. November 13, read second, special committe. November 17, amended and passed. February 21, amended and passed Senate. February 25, concurred in. February 26, signed, approved.
60. Davidson. To repeal an act conferring jurisdiction on probate judge of Perry county to hold court at Union-town.

- November 12, read first. November 13, read second, judiciary. November 18, amended and passed. February 7, passed Senate. February 9, signed, approved.
61. Brown of Russell. Fixing liability for trespasses by stock.
November 12, read first. November 13, read second, agriculture.
62. Same. To amend section 1544 of Code.
November 12, read first. November 13, read second, ways and means. November 17, to temperance.
63. Bulger. To amend charter of Dadeville.
November 12, read first. November 13, read second, corporations. November 17, amended and passed. November 30, amended and passed Senate. December 1, concurred in first and refused to concur in second amendment.
64. Donoho. To change the line between Tuscaloosa and Bibb counties.
November 12, read first. November 13, read second, counties and county boundaries.
65. H. H. Brown. To amend section 1680 of the Code.
November 12, read first. November 13, read second, public roads and highways. November 19, amended and passed. November 27, passed Senate. November 29, signed. November 30, approved.
66. Same. To extend charter of Alabama Coal and Slackwater Company.
November 12, read first. November 13, read second, corporations. February 8, majority and minority reports. February 1, considered. February 11, 14, 16, considered. February 18, substitute adopted and passed.
67. Same. To amend the charter of the Alabama Coal and Slackwater Company.
November 12, read first. November 13, read second, corporations.
68. Same. To amend the charter of the Alabama Coal and Slackwater, Company.
November 12, read first. November 13, read second, corporations. February 8, report favorable, and special order for the 11, 14, 16 of February.
69. Same. To amend act supplemental to an act amending corporation laws.
November 12, read first. November 13, read second,

- corporations. February 9, report favorable special order for the 11, 14, 16, February 9, report favorable special order for 11th, 14th and 16th February, and substitute adopted and passed February 22.
70. Donoho. To amend an act amending section 153 of Code.
November 12, read first. November 13, read second, fees and salaries. November 17, passed. November 29, amended and passed Senate, referred to judiciary. December 2, concurred in. December 4, signed. December 6, approved.
71. Morrisette. To repeal section 4887 of Code.
November 12, read first. November 13, read second, judiciary.
72. Brewer. To amend an act to secure more competent jurors in Montgomery, and other counties.
November 12, read first. November 13, read second, judiciary.
73. Thomas. To allow Cicero Chapell to peddle without license.
November 12, read first. November 13, read second, ways and means.
74. Betts. To authorize trustees of University to hold special session of the board at Montgomery.
November 12, read first. November 13, read second, education. November 17, passed.
75. Shields. To require wholesale and retail liquor dealers to give bond.
November 13, read first. November 15, read second, temperance.
79. Collier. To authorize defendants to pay fines, &c., with county claims.
November 13, read first. November 15, read second, judiciary.
77. Same. Liquor prohibition at Verbena.
November 13, read first. November 15, read second, local legislation. November 17, passed. November 26, amended and passed Senate, concurred in. November 27, signed. November 30, approved.
78. Glover. To amend section 4203 of Code.
November 13, read first. November 15, read second, judiciary.
79. Glover. To regulate prosecutions for affrays.

- November 13, read first. November 15, read second, judiciary.
80. Owens. To repeal section 4291 of Code.
November 13, read first. November 15, read second, local legislation. December 2, adverse, concurred in.
81. Calloway. To repeal chapter 1, title 6, articles 1 and 2 of Code, as to Dale county.
November 13, read first. November 15, read second, judiciary. November 18, adverse, concurred in.
82. Nelson. Stock law, for portion of Dallas county.
November 13, read first. November 15, read second, local legislation. December 2, amended and passed. December 8, passed Senate, signed. February 2, notice of approval.
83. Hammond. To more particularly describe the ballot, &c.
November 13, read first. November 15, read second, privileges and elections.
84. Same. To amend section 4109 of Code.
November 13, read first. November 15, read second, judiciary.
85. Same. To authorize commissioners to lay off Calhoun county into four districts.
November 13, read first. November 15, read second, local legislation. December 2, passed. February 3, passed Senate. February 4, signed. February 5, approved.
86. Lary. To extend game law to Elmore county.
November 13, read first. November 15, read second, game laws. November 30, passed.
87. Bowdon. To repeal an act amending section 274 of Code.
November 13, read first. November 15, read second, privileges and elections.
88. Vaught. To provide compensation for sheriffs, inspectors of election &c.
November 13, read first. November 15, read second, fees and salaries.
89. W. H. Robinson. To regulate trial of misdemeanors in Jackson county.
November 13, read first. November 15, read second, judiciary. December 7, amended and passed. February 7, passed Senate. February 9, signed, approved.

90. Tyson. Authorizing clerk of circuit court of Lowndes to act as clerk of county court.
November 13, read first. November 15, read second, special committee. November 18, amended and passed. March 1, amended and passed Senate, concurred in, signed, approved.
91. Betts. To repeal liquor law at Madison Alabama.
November 13, read first. November 15, read second, temperance. November 20, passed. November 27, passed Senate. November 29, signed. November 30, approved.
92. Betts. For relief of certain persons.
November 13, read first. November 15, read second, education.
93. Morris Walker. To amend section 435 of Code.
November 13, read first. November 15, read second, ways and means. February 5, substitute adopted and passed.
94. Same. To repeal an act to consolidate fine and forfeiture fund of Marengo county, with general fund.
November 13, read first. November 15, read second, judiciary. November 18, passed. November 26, amended and passed Senate, concurred in. November 27, signed. November 30, approved.
95. Bradford. To regulate the collection of taxes.
November 13, read first. November 15, read second, ways and means.
96. Camp. To repeal the act regulating fine and forfeiture, as to Marion county.
November 13, read first. November 15, read second, local legislation.
97. Milner. To amend section 413 of Code.
November 13, read first. November 15, read second, ways and means. February 19, substitute reported, special order for Tuesday next 12 M.
98. Milner. To provide for the costs of jury trials in civil cases.
November 13, read first. November 15, read second, judiciary.
99. Langdon. To amend subdivision 3 of section 5044 of the Code.
November 13, read first. November 15, read second, judiciary.
100. Langdon. To change the time and prescribe the mode

- of electing officers named in article 1, chapter 2, title 6, part 1, of the Code.
November 13, read first. November 15, read second, privileges and elections.
101. Price. To amend section 362 of Code.
November 13, read first. November 15, read second, fees and salaries. November 20, to ways and means.
102. Price. To amend section 360 of Code.
November 12, read first. November 15, read second, ways and means.
103. Nettles. To regulate the sale of land under legal process.
November 13, read first. November 15, read second, judiciary.
105. Skeggs. To repeal section 1653 of the Code, as to Morgan county.
November 13, read first. November 15, read second, local legislation. November 17, passed. November 23, passed Senate. November 26, signed. November 27, approved.
106. Watts. To establish a reformatory for inebriates.
November 13, read first. November 15, read second, public buildings and institutions.
107. Barnett. To repeal game law, as to Pike county.
November 13, read first. November 15, read second, game law. November 29, passed.
108. Maddox. To repeal sections 3286, 3287 and 3288 of the Code.
November 13, read first. November 15, read second, agriculture. February 8, report adverse.
109. Newman. To repeal an act amending section 4369 of the Code, and to repeal said section as to Winston county.
November 13, read first. November 15, read second, local legislation.
110. White. To amend section 2944 of Code.
November 15, read first. November 16, read second, judiciary. November 20, passed. February 7, passed Senate. February 8, signed, approved.
111. Smith. To regulate bond of clerk of circuit court of Baldwin county.
November 15, read first. November 16, read second, local legislation.

112. Johnson of Blount. For relief of Alfred McKinnie.
November 15, read first. November 16, read second,
judiciary. November 22, substitute adopted and
passed. February 10, passed Senate. February 12,
signed, approved.
113. Thomas. To protect farmers in the purchase of com-
mercial fertilizers.
November 15, read first. November 16, read second,
commerce and common carriers. November 27, report
favorable. December 2, amended and passed. Feb-
ruary 11, passed the Senate, recalled. February 16,
amended and passed Senate. February 17, House
concurs. February 18, motion to reconsider, lost,
signed. February 24, Governor vetoes. February
25, veto sustained.
114. Collier. To punish the receiving of free passes on rail-
roads.
November 15, read first. November 16, read second,
judiciary. November 20, substitute, re-committed.
February 1, report substitute. February 2, amended
and passed.
115. Glover. To amend section 4731 of Code.
November 15, read first. November 16, read second,
judiciary. November 23, substitute adopted and
passed. February 18, amended and passed Senate.
February 21, special order for 11 to-morrow. Feb-
ruary 25, amended and concurred in. February 26, Sen-
ate concurs, signed. February 28, approved.
116. Glover. To amend section 37 of an act to organize pub-
lic schools.
November 15, read first. November 16, read second,
education.
117. Robinson of Conecuh. To abolish the county court of
Conecuh county.
November 15, read first. November 16, read second,
local legislation. November 30, report favorable, re-
committed.
118. Owens. To authorize voters of Crenshaw county to
elect county attorney.
November 15, read first. November 16, read second,
local legislation. December 2, adverse.
119. Owens. For preservation of order at Rutledge Camp
Ground.
November 15, read first. November 16, read second.

- temperance. November 26, passed. March 1, amended and passed Senate; concurred in, signed, approved.
120. Calhoun. To amend section 4414 of the Code.
November 15, read first. November 16, read second, agriculture. November 19, amended, re-committed. November 29, amended and indefinitely postponed.
121. Sowell. To amend section 4405 of Code.
November 15, read first. November 16, read second, agriculture. November 19, favorable, re-committed. November 29, passed. February 24, amended and passed Senate. February 25, concurred in. February 26, signed, approved.
122. Cunningham. To amend the act increasing criminal jurisdiction of justices, as to Franklin county.
November 15, read first. November 16, read second, local legislation.
123. Clark. To amend section 4205 of Code.
November 15, read first. November 16, read second, judiciary. November 23, passed. November 24, reconsidered, re-committed. February 19, substitute adopted and passed. February 25, amended and passed Senate, concurred in. February 26, signed, approved.
124. Clark. To regulate fines and forfeitures in Greene county.
November 15, read first. November 16, read second, local legislation. November 30, passed.
125. Clark. Liquor prohibition, Union Precinct, Greene county.
November 15, read first. November 16, read second, temperance. November 20, passed. November 27, passed Senate. November 29, signed. November 30, approved.
126. Robinson of Jackson. To amend section 359 of Code.
November 15, read first. November 16, read second, ways and means. November 19, to education. February 8, substitute adopted and passed. February 9, reconsidered and lost.
127. Same. To exempt from taxation, one horse or mule.
November 15, read first. November 16, read second, ways and means. February 22, adverse.
128. Kent. To amend section 4359 of the Code.
November 15, read first. November 16, read second, judiciary. November 22, passed.

129. Sharit. To amend section 3462 of the Code.
November 15, read first. November 16, read second,
judiciary. November 23, substitute adopted and
passed. December 1, passed Senate. December 2,
signed. December 3, approved.
130. Same. To amend section 3462 of the Code.
November 15, read first. November 16, read second,
judiciary. (See No. 129.)
131. Harris. To amend section 1601 of the Code.
November 15, read first. November 16, read second,
agriculture.
132. Betts. To secure uniform election returns.
November 15, read first. November 16, read second
privileges and elections. November 19, passed. No-
vember 20, reconsidered and re-committed.
133. Bradford. To amend an act to amend section 2681 of
the Code.
November 15, read first. November 16, read second,
judiciary.
134. Same. To relieve tax-payers from certain costs.
November 15, read first. November 16, read second,
ways and means. November 24, to judiciary.
135. Camp. To repeal an act to regulate the fine and for-
feiture fund, as to Marion County.
November 15, read first. November 16, read second,
local legislation. November 30, passed. February
28, signed. March 1, approved.
136. Same. To amend section 5033 of the Code.
November 15, read first. November 16, read second,
fees and salaries. February 19, passed.
137. Same. To amend section 5044 of the Code, as to Ma-
rion county.
November 15, read first. November 16, read second,
fees and salaries. February 19, passed. March 1,
signed, approved.
138. Langdon. To provide a mode of paying costs in crimi-
nal cases in Mobile.
November 15, read first. November 16, read second,
judiciary.
139. Same. To amend section 5050 of the Code.
November 15, read first. November 16, read second,
judiciary.
140. Same. To amend section 5049 of the Code.

- November 15, read first. November 16, read second, judiciary.
141. Same. To make further provisions for coroners.
November 15, read first. November 16, read second, judiciary. February 19, passed. March 1, amended and passed Senate, concurred in, signed, approved.
142. Sheldon. To regulate proceedings against estates of married women.
November 15, read first. November 16, read second, judiciary. November 23, amended and passed.
143. H. T. Walker. To repeal liquor law, as to Oak Grove, Montgomery county.
November 15, read first. November 16, read second, temperance. February 10, passed. February 25, passed Senate. February 26, signed, approved.
144. Price. To amend section 769 of the Code.
November 15, read first. November 16, read second, judiciary. February 19, passed.
145. H. T. Walker. To amend an act making *mardi gras* a legal holiday.
November 15, read first. November 16, read second, judiciary. November 20, report substitute, re-committed.
146. Hogue. For relief of Robert Q. Pryor.
November 15, read first. November 16, read second, counties and county boundaries. December 1, to accounts and claims. February 14, amended and passed. February 26, passed Senate. February 28, signed. March 1, approved.
147. Beard. To prevent cruelty to animals.
November 15, read first. November 16, read second, agriculture. February 11, amended and passed.
148. Taylor. To amend charter of Talladega.
November 15, read first. November 16, read second, corporations. November 17, passed. November 24, passed Senate. November 27, signed. November 30, approved.
149. Slaughter. Liquor prohibition, Beat four, Tallapoosa county.
November 15, read first. November 16, read second, temperance. November 27, passed. February 5, amended and passed Senate. February 7, concurred in. February 8, signed, approved.
150. Donoho. To provide for the publication of road laws.

November 15, read first. November 16, read second, public roads and highways. February 17, substitute adopted and passed. March 1, passed Senate, signed, approved.

151. White. To amend section 261 of the Code.
November 16, read first. November 17, read second, judiciary. November 22, passed.
152. Caffee. To repeal the game law, as to Bibb county.
November 16, read first. November 17, read second, game laws.
153. Johnson of Blount. To amend subdivision 8 of section 35S, of the Code.
November 16, read first. November 17, read second, ways and means. February 8, passed.
154. Thomas. To amend an act requiring emigration agents to take out license.
November 16, read first. November 17, read second, local legislation. November 30, amended and passed.
December 8, passed Senate, signed, approved.
155. Collier. To repeal the game law, as to Chilton county.
November 16, read first. November 17, read second, game law. November 30, passed.
156. Glover. To regulate payment of costs, in attachment.
November 16, read first. November 17, read second, judiciary.
157. Cleveland. For the appointment of county solicitors.
November 16, read first. November 17, read second, judiciary.
158. Owens. To allow voters of Orenshaw county to elect county superintendent of education.
November 16, read first. November 17, read second, fees and salaries. November 20, to education.
159. Calloway. To amend act for relief of E. M. Grimmer.
November 16, read first. November 17, read second, education.
160. Dement. To establish a system of graded schools.
November 16, read first. November 17, read second, ways and means.
161. Same. To prescribe duties of county superintendents of education.
November 16, read first. November 17, read second, ways and means.
162. Brewer. To prohibit sale of liquors in Lowndes, outside of incorporated towns.

- November 16, read first. November 17, read second, temperance. February —, amended and passed. February 24, amended and passed Senate. February 25, concurred in. February 26, signed, approved.
163. Tyson. To amend section 669 of Code.
November 16, read first. November 17, read second, judiciary. November 22, amended and passed. December 6, signed, approved.
164. Same. To extend stock law of Lowndes county.
November 16, read first. November 17, read second, agriculture. November 29, report favorable, re-committed. February 11, amended and passed. March 1, amended and passed Senate, concurred in, signed, approved.
165. Brooks of Macon. To establish normal school for colored teachers at Tuskegee.
November 16, read first. November 17, read second, education. November 24, passed. February 9, passed Senate. February 10, signed. February 12, approved.
166. Foster. Liquor prohibition within five miles of Union Church, Macon county.
November 16, read first. November 17, read second, temperance. November 26, passed. February 5, amended and passed Senate. February 7, concurred in. February 8, signed, approved.
167. Betts. To amend act to refund excess of license.
November 16, read first. November 17, read second, account and claims.
168. Same. Liquor prohibition, Meridianville, Madison county.
November 16, read first. November 17, read second, temperance. November 26, passed. February 3, amended and passed Senate. February 4, concurred in. February 5, signed, approved.
169. Bradford. To regulate collection of printers' fees.
November 16, read first. November 17, read second, public printing.
170. Same. To amend section 2148 of Code.
November 16, read first. November 17, read second, judiciary.
171. Langdon. For the organization of a railroad commission.
November 16, read first. November 17, read second,

- commerce and common carriers. December 3, report substitute. February 2, taken up, and pending. February 3, amended. February 4, substitute adopted, amended. Bill considered on 5th, 7th, and 9th of February. February 10, ordered to third reading. February 11, amended and passed. February 14, journal amended, bill read and passed. February 22, amended and passed Senate. House refuses to concur. Committee of conference. February 24, report not concurred in. February 25, re-considered and concurred in. February 26, signed, approved.
172. Watts. To amend section 1544 of the Code.
November 16, read first. November 17, read second, temperance.
173. Hogue. Authorizing commissioners of Perry to warm jail.
November 16, read first. November 17, read second, counties and county boundaries. November 20, passed. November 27, passed Senate. November 29, signed. November 30, approved.
174. Brown of Russell. To amend act changing line between Russell and Barbour.
November 16, read first. November 17, read second, counties and county boundaries. December 3, report favorable, bill lost.
175. Cowart. To amend paragraph 3, article 6, of school law.
November 16, read first. November 17, read second, education. February 25, substitute adopted and passed. March 1, passed Senate, signed, approved.
176. Wilson of Shelby. Joint resolution to amend section 10, article 6, of the constitution.
November 16, read first. November 17, read second, judiciary.
177. Brown of Tuskaloosa. Liquor prohibition, Salem church, Tuskaloosa county.
November 16, read first. November 17, read second, temperance. November 20, amended and passed. November 27, passed Senate. November 29, signed. November 30, approved.
178. Long. Liquor prohibition, Bethel and Bethany churches, Walker county.
November 16, read first. November 17, read second, temperance. November 27, passed.

179. Mason. To repeal game law, as to Washington county.
November 16, read first. November 17, read second,
game laws. November 30, passed.
180. Beck. To provide for registration of all claims &c.,
against Wilcox county.
November 16, read first. November 17, read second,
local legislation. November 30, amended and passed.
181. Smith. To provide for appointment of inspector and
gauger, Baldwin and Washington counties.
November 17, read first. November 18, read second,
local legislation. December 2, amended and passed.
182. Johnson of Blount. To repeal an act to amend sec-
tion 1633 of Code, as to Blount, Cherokee and Cull-
man.
November 17, read first. November 18, read second,
judiciary.
183. Wimberly. Liquor prohibition, Georgiana, Butler
county.
November 17, read first. November 18, read second,
temperance. November 26, passed. February 5,
amended and passed Senate. February 7, concurred
in. February 8, signed.
184. Wright of Butler. Liquor prohibition, Monterey, Butler
county.
November 17, read first. November 18, read second,
temperance. November 27, passed. February 4,
amended and passed Senate. February 4, concurred
in. February 5, signed, approved.
185. Same. To amend section 3 of an act to amend sections
4465, 4475 and 4481 of Code, approved February 13,
1879.
November 17, read first. November 18, read second,
penitentiary. December 3, passed.
186. Cleveland. To repeal in part act increasing criminal
jurisdiction of justices in certain counties.
November 17, read first. November 18, read second,
judiciary.
187. Bruce. To amend the Liquor option law.
November 17, read first. November 18, read second,
temperance.
188. Glover. To regulate inventoring of married women's
property.
November 17, read first. November 18, read second,
judiciary.

189. Underwood. To reduce the rate of taxation.
November 17, read first. November 18, read second,
ways and means.
190. Hammond. Liquor prohibition, Ten Island Baptist
Church.
November 17, read first. November 18, read second,
temperance. November 20, passed. November 27,
passed Senate. November 29, signed. November 30,
approved.
191. Sowell. To pay several counties of this State the
county tax on lands.
November 17, read first. November 18, read second,
judiciary. November 23, ways and means.
192. Sowell. To allow the qualified voters of Escambia
county to locate court house.
November 17, read first. November 18, read second,
counties and county boundaries. December 3,
amended and passed. February 15, passed Senate.
February 18, signed, approved.
193. Calloway. To prohibit drunkenness.
November 17, read first. November 18, read second,
temperance. November 26, substitute reported. No-
vember 30, tabled.
194. Nelson. To amend section 4731 of Code.
November 17, read first. November 18, read second,
judiciary.
195. Same. To repeal section 3930 of the Code.
November 17, read first. November 18, read second,
judiciary. November 23, favorable, lost.
196. Nowlin. To authorize probate judge of Etowah county,
to hold an election on prohibiting sale of liquors.
November 17, read first. November 18, read second,
temperance. November 27, passed. February 4,
amended and passed Senate. February 5, special
order 10th February. February 14, made special
order for 19th instant. February 19, House amends
and concurs. February 21, Senate amends and con-
curs. February 22, House refuses to concur, com-
mittee of conference. February 24, House adopts
report, Senate refuses. February 26, second com-
mittee of conference raised. February 28, House and
Senate adopted report, signed. March 1, approved.
197. Cunningham. To amend section 2162 of Code.

- November 17, read first. November 18, read second, judiciary.
198. Martin. To raise interest on school fund.
November 17, read first. November 18, read second, ways and means.
199. Milner. To authorize compromise of school lands, Marshall county.
November 17, read first. November 18, read second, education. February 15, substitute adopted and passed. March 1, passed Senate, signed, approved.
200. Pound. To require the N. O. & M. R. R. to fence its road.
November 17, read first. November 18, read second, judiciary.
201. Price. To repeal sections 1 and 2 of act to regulate jurisdiction of justices of peace, for Mobile.
November 17, read first. November 18, read second, judiciary. February 21, amended and passed.
202. Nettles. Liquor prohibition, Philadelphia, Monroe county.
November 17, read first. November 18, read second, temperance. November 27, passed. February 5, amended and passed Senate. February 7, House concurs in first and amends second amendment. February 8, reconsidered, second amendment concurred in. February 9, signed, approved.
203. Nettles. To prevent camp hunting in Monroe county.
November 17, read first. November 18, read second, local legislation. December 2, passed.
204. Skeggs. To regulate certificates of teachers.
November 17, read first. November 18, read second, education.
205. Skeggs. To amend section 22, article 3, of an act to regulate public schools.
November 17, read first. November 18, read second, education.
206. Skeggs. To amend section 12, article 3, of school law.
November 17, read first. November 18, read second, education.
207. Cowart. To amend paragraph 5, chapter 1, of public school law.
November 17, read first. November 18, read second, education.

208. Wilson of Shelby. To amend an act to amend section 274 of Code.
November 13, read first. November 18, read second, privileges and elections. December 2, substitute reported. February 25, substitute adopted. March 1, passed Senate, signed, approved.
209. Maddox. To authorize probate judges to swear applicants for marriage licenses. November 17, read first. November 8, read second, judiciary. February 2, substitute adopted and passed. March 1, Senate amends, house refuses to concur, committee of conference, report adopted, signed, approved.
210. Maddox. To amend section 2681 of Code.
November 17, read first. November 18, read second, judiciary. November 27, passed.
211. Ramsay. For the protection of minors.
November 17, read first. November 18, read second, judiciary.
212. Same. For relief of E. Archie.
November 17, read first. November 18, read second, local legislation.
213. Gilmore. To amend subdivision 12, section 494, of Code.
November 17, read first. November 18, read second, ways and means.
214. Slaughter. To amend the public school law.
November 17, read first. November 18, read second, education.
215. Donoho. To provide for binding the reports of the census enumerators.
November 17, read first. November 18, read second, local legislation. December 3, passed. February 16, passed Senate. February 17, signed. February 18, approved.
216. Beck. To prevent cruelty to animals.
November 17, read first. November 18, read second, agriculture.
217. Morrisette. Liquor prohibition, Allenton, Wilcox county.
November 17, read first. November 18, read second, temperance. November 26, passed. February 14, Senate amends. February 15, concurred in. February 17, signed. February 18, approved.

218. Newman. To require probate judges to furnish copies of road laws to apportioners.
November 17, read first. November 18, read second, public roads and highways.
219. White. To better provide for the examination and report of county officers.
November 18, read first. November 19, read second, judiciary.
220. Caffee. Liquor prohibition, Woodstock, Bibb county.
November 18, read first. November 19, read second, temperance. November 26, passed. December 1, passed Senate. December 4, signed. December 6, approved.
221. Johnson, of Blount. To define the line between Blount and St. Clair counties.
November 18, read first. November 19, read second, counties and county boundaries.
222. Same. To provide for the collection of poll tax.
November 18, read first. November 19, read second, education.
223. Glover. To repeal the game law of February 2, 1877.
November 18, read first. November 19, read second, game law. November 30, amended and passed. February 26, passed Senate, signed. February 28, approved.
224. Powell. To abolish fencing in Bullock county.
November 18, read first. November 19, read second, counties and county boundaries. December 1, amended and passed. December 2, reconsidered, amended and passed. December 7, amended and passed Senate, concurred in. December 8, signed, approved.
225. Sanders. To compensate probate judges for making decrees, &c., on final settlements.
November 18, read first. November 19, read second, fees and salaries. February 21, substitute adopted and passed. March 1, amended and passed Senate, concurred in, signed, approved.
226. Same. To compensate probate judges, registers and clerks, for taking acknowledgments.
November 18, read first. November 19, read second, fees and salaries.
227. Brooks of Covington. To repeal an act to regulate the pay of jurors in Covington county.
November 18, read first. November 19, read second,

- local legislation. February 12, passed. February 24, passed Senate. February 25, signed. February 26, approved.
228. Betts. To require the county treasurer to pay over certain funds.
November 18, read first. November 19, read second, local legislation. November 30, passed. December 8, passed Senate, signed, approved.
229. Calhoun. For the punishment of violation of written contracts.
November 18, read first. November 19, read second, judiciary. February 2, substitute adopted. February 3, considered. February 7, special order for to-morrow. February 8, passed.
230. Same. To amend section 2 of an act to provide a fund for the payment of witnesses, in Dallas circuit court, and the city court of Selma.
November 18, read first. November 19, read second, judiciary. November 23, amended and passed. December 1, amended and passed Senate. December 2, concurred in. February 4, signed. February 6, approved.
231. Same. To amend section 566 of the Code.
November 18, read first. November 19, read second, judiciary. November 23, passed.
232. Same. To amend section 4182 of the Code.
November 18, read first. November 19, read second, judiciary.
233. Nelson. To amend sections 2551, 2553, 2568, and 2575 of the Code.
November 18, read first. November 19, read second, judiciary. February 1, report favorable and made special order for 3d inst.
234. Same. To amend sections 2678 and 2681 of the Code.
November 18, read first. November 19, read second, judiciary.
235. Same. To amend sections 2678 and 2681 of the Code.
November 18, read first. November 19, read second, judiciary.
236. Nolen. To amend an act to amend section 274 of the Code.
November 18, read first. November 19, read second, judiciary. December 7, to privileges and elections.
237. Owens. To amend section 3738 of the Code.

- November 18, read first. November 19, read second, judiciary.
238. Nowlin. To prohibit the sale of liquor in beat 6, Etowah county.
November 18, read first. November 19, read second, temperance.
239. Avery. To protect from sale, goods on leased premises.
November 18, read first. November 19, read second, judiciary.
240. Waller. To amend an act to regulate the fine and forfeiture fund, as to Hale county.
November 18, read first. November 19, read second, judiciary. February 2, substitute adopted and passed. February 25, passed Senate. February 26, signed. February 26, approved.
241. Same. To amend section 3349 of the Code.
November 18, read first. November 19, read second, judiciary.
242. Same. To authorize the State superintendent of education to make settlements with county superintendents.
November 18, read first. November 19, read second, education.
243. Calloway. To amend section 4113 of the Code.
November 18, read first. November 19, read second, judiciary.
244. Bowdon. To amend section 4628 of the Code.
November 18, read first. November 19, read second, judiciary. February 1, amended and passed.
245. Kent. To provide additional accommodations for the insane.
November 18, read first. November 19, read second, special committee.
246. Same. To provide for the supervision of the public health, and the collection of vital statistics.
November 18, read first. November 19, read second, public buildings and institutions. December 6, favorable. February 2, postponed. February 5, special order for Tuesday next. February 9, amended. February 11, amended and passed. February 22, amended and passed Senate. February 24, concurred in. February 28, signed, approved.
247. Same. To regulate the practice of quarantine.

- November 18, read first. November 19, read second, public buildings and institutions.
248. Same. To establish the Montgomery Asylum for the incurable and harmlessly insane.
November 18, read first. November 19, read second, special committee.
249. Bankhead. To amend an act to amend section 4196 of the Code.
November 18, read first. November 19, read second, local legislation. November 30, passed.
250. Brewer. To provide additional accommodations for the insane of this State.
November 18, read first. November 19, read second, special committee. February 10, favorable. February 11, 12, considered. February 15, amended and passed. February 24, amended and passed Senate. February 25, House amends and concurs. February 26, signed, approved.
251. Langdon. To regulate the business of insurance in this State.
November 18, read first. November 19, read second, judiciary. February 19, majority report adverse. February 22, special order.
252. Sheldon. To create timber and log inspectors.
November 18, read first. November 19, read second, judiciary. November 30, passed.
253. Cowart. To authorize Troy to collect license tax.
November 18, read first. November 19, read second, local legislation. November 30, passed. December 8, passed Senate, signed. February 2, approved.
254. Bulger. To amend local option liquor law.
November 18, read first. November 19, read second, judiciary. November 20, temperance.
255. Donoho. To authorize the mayor, &c., of Tuskaloosa to license auctioneers.
November 18, read first. November 19, read second, corporations. December, passed Senate. December 6, signed, approved.
256. Walker of Montgomery. Stock law for Montgomery county.
November 18, read first. November 19, read second, agriculture. November 29, amended and passed. December 8, amended and passed Senate, concurred in, signed, approved.

- 257. Wimberly. Liquor prohibition, Garland, Butler county.
November 18, read first. November 19, read second,
temperance. November 27, passed. February 5,
amended and passed Senate. February 7, concurred
in. February 8, signed, approved.
- 258. White. To amend section 4109 of Code.
November 19, read first. November 20, read second,
judiciary.
- 259. Hammond. Relief of B. F. Erwin and W. M. Bagley.
November 19, read first. November 20, read second,
judiciary. December first, to local legislation.
- 260. Hammond. To prohibit burning of woods within five
miles of coaling grounds of Woodstock Iron company.
November 19, read first. November 20, read second,
local legislation. November 30, passed. December
8, amended and passed Senate, concurred in, signed,
approved.
- 261. Collier. To amend section 47 of the Code.
November 19, read first. November 20, read second,
judiciary.
- 262. Cleveland. To repeal game law as to Clarke county.
November 19, read first. November 20, read second,
game law. November 30, passed. December 8,
passed Senate, signed, approved.
- 263. Newson. To amend section 5049 of Code, as to Clay
county.
November 19, read first. November 20, read second,
local legislation. December 2, adverse, not con-
curred in, passed. February 5, passed Senate. Feb-
ruary 8, signed, approved.
- 264. Brooks of Covington. To prevent camp hunting in
Covington county.
November 19, read first. November 20, read second,
public roads and highways. November 27, local leg-
islation.
- 265. Owens. To repeal act requiring probate judges of
Crenshaw and Covington to furnish their own sta-
tionery.
November 19, read first. November 20, read second,
judiciary. December 7, substitute adopted and
passed. March 1, passed Senate, signed, approved.
- 266. Nelson. To amend section 3358 of the Code.

- November 19, read first. November 20, read second,
judiciary. December 7, passed.
267. Lary. To make barbed wire fences lawful fences.
November 19, read first. November 20, read second,
agriculture. November 30, amended and passed.
268. Vaught. To provide fund for payment of witnesses in
State cases in Jackson county.
November 19, read first. November 20, read second,
local legislation. December 2, passed. March 1,
signed, approved.
269. Grayson. To amend section 237 of Code.
November 19, read first. November 20, read second,
privileges and elections.
270. Price. To regulate, use and better preserve supreme
court reports.
November 19, read first. November 20, read second,
judiciary.
271. Mason. To amend section 688 of Code.
November 19, read first, November 20, read second,
judiciary.
272. Beek. To form new county of Houston.
November 19, read first. November 20, read second,
counties and county boundaries. February 15, sub-
stitute reported, bill and substitute lost.
273. Collier. To repeal section 4369 of Code as to Chilton.
November 19, read first. November 20, read second,
local legislation. November 30, amended and passed.
274. Robinson of Jackson. To amend section 16 of the
Code.
November 19, read first. November 20, read second,
judiciary. February 21, passed.
275. Same. To extend the corporate limits of Scottsboro.
November 19, read first. November 20, read second,
corporations. February 8, substitute was adopted and
passed.
276. Bradford. To prevent hogs from running at large, at
several seasons of the year.
November 19, read first. November 20, read second,
tabled.
277. Hammond. For relief of W. A. Stewart.
November 19, read first. November 20, read second,
ways and means.
278. Slaughter. To amend an act to preserve order at China
Grove Camp Ground.

- November 19, read first. November 20, read second, local legislation.
279. Hammond. For the relief of Thomas. Kelly.
November 19, read first. November 20, read second, education.
280. Skeggs. To provide compensation for county boards of education.
November 19, read first. November 20, read second, education.
February 8, substitute was adopted and passed.
281. Sharit. To amend act to amend section 276 of Code.
November 19 read first. November 20, read second, privileges elections.
282. Watts. To amend an act to authorize redemption of land sold for taxes, &c.
November 19, read first. November 20, read second, ways and means.
283. Gamp. To authorize voters of Marion county to elect a county superintendent.
November 19, read first. November 20, read second, privileges and elections. February 8, adverse, concurred in.
284. McCullough. To lessen the corporate limits of Orion.
November 19, read first. November 20, read second, corporations.
285. White. To create a lieu for rent of store houses, &c.
November 19, read first. November 22, read second, judiciary. February 19, substitute adopted and passed.
286. Collier. To amend section 669 of Code, as to Chilton county.
November 20, read first. November 22, read second, local legislation.
287. Cleveland. To limit powers of commissioners court of Clarke county.
November 20, read first. November 22, read second, local legislation.
288. Newsom. To amend section 5063 of Code, as to Clay.
November 20, read first. November 22, read second, local legislation. December 2, adverse, non-concured, passed. February 5, passed Senate. February 8, signed, approved.
289. Robinson of Conecuh. Liquor prohibition at Olive Branch Baptist Church.

- November 20, read first. November 22, read second, temperance. November 26, passed. February 3, amended and passed Senate. February 4, Senate amendment amended. February 7, Senate concurs. February 8, signed, approved.
290. Lary. Liquor prohibition, Union Baptist Church, Elmore county.
November 20, read first. November 22, read second, temperance. November 26, passed. December 8, passed Senate, signed. February 2, approved.
291. Lary. To amend the charter of the city of Wetumpka.
November 20, read first. November 22, read second, judiciary. December 6, substitute was adopted and passed.
292. Grayson. To compensate inspectors of elections.
November 20, read first. November 22, read second, privileges and elections.
293. Watts. To amend section 3866 of Code.
November 20, read first. November 22, read second, judiciary. December 7, passed. February 28, amended and passed Senate, concurred in. March 1, signed, approved.
294. Cowart. Liquor prohibition at Brundidge.
November 20, read first. November 22, read second, temperance. December 4, passed. February 5, amended and passed Senate. February 7, concurred in. February 9, signed, approved.
295. Walker of Montgomery. To regulate trial of misdemeanors in Montgomery.
November 20, read first. November 22, read second, judiciary.
296. Wright of Russell. To amend section 668 of Code.
November 20, read first. November 22, read second, judiciary.
297. Gilmore. To repeal cotton seed law, as to certain portion of Sumter county.
November 20, read first. November 22, read second, local legislation.
298. Heacock. To amend section 1544 of Code.
November 20, read first. November 22, read second, temperance. November 27, substitute reported, re-committed.
299. Donoho. Liquor prohibition, New Hope Church, Tuskalooza.

- November 20, read first, November 22, read second, temperance. November 26, passed. February 5, amended and passed Senate. February 7, concurred in. February 8, signed, approved.
300. Mason. To amend section 4370 of Code.
November 20, read first. November 22, read second, judiciary.
301. Morrisette. To form a new county of Clanton.
November 20, read first. November 22, read second, counties and county boundaries.
302. Nettles. Liquor prohibition, Midway Church, Monroe county.
November 20, read first. November 22, read second, temperance. November 27, passed. February 3, passed Senate. February 4, signed. February 5, approved.
303. Taylor. To pay late sheriffs certain fees.
November 20, read first. November 22, read second, fees and salaries. December 4, passed.
304. Hammond. To create railroad commission.
November 20, read first. November 22, read second, commerce and common carriers.
305. Sheldon. To establish department of agriculture.
November 20, read first. November 22, read second, agriculture.
306. Smith. To pay expenses in matter of swamp and overflowed lands.
November 22, read first. November 23, read second, judiciary. December 6, substitute adopted and passed. February 10, passed Senate. February 12, concurred in. February 14, signed. February 16, approved.
307. Welborn. To pay T. W. Francis & Co. for carpet.
November 22, read first. November 23, read second, accounts and claims. December 3, passed. December 8, passed Senate. December 8, signed, approved.
308. White. To amend section 1657 of Code.
November 22, read first. November 23, read second, public roads and highways. February 17, passed.
309. Johnson of Blount. To amend section 1544 of Code,
November 22, read first. November 23, read second, temperance. November 27, substitute reported, re-committed.
310. Powell. Liquor prohibition, Farriorville, Bullock

- county. November 22, read first. November 23, read second, temperance. November 27, passed. February 5, amended and passed Senate. February 7, concurred in. February 9, signed and approved.
311. Hammond. To provide for health of prisoners. November 22, read first. November 23, read second, local legislation. November 30, passed.
312. Thomas. To amend section 1 of an act to prohibit sale of liquors at Milltown, Chambers county. November 22, read first. November 23, read second, temperance. November 27, passed. February 4, amended and passed Senate. February 5, concurred in. November 8, signed and approved.
313. Glover. To regulate attendance fee of witnesses. November 22, read first. November 23, read second, judiciary.
314. Cleveland. To create Clarke county into 16th Chancery District. November 22, read first. November 23, read second, judiciary. December 7, report adverse, not concurred in, passed. February 22, passed Senate. February 23, signed. February 24, approved.
315. Owens. Liquor prohibition for Crenshaw county. November 22, read first. November 23, read second, temperance. November 27, passed. December 8, passed Senate, signed. February 2, approved.
316. Billingslea. To amend section 284 of Code. November 22, read first. November 23, read second, privileges and elections.
317. Bruce. Liquor prohibition, Fort Payne. November 22, read first. November 23, read second, temperance. November 29, passed. February 4, amended and passed Senate. February 4, concurred in. February 5, signed, approved.
318. Lary. Liquor prohibition, Sandtuck, Elmore county. November 22, read first. November 23, read second, temperance. November 27, passed. February 5, amended and passed. February 12, concurred in. February 14, signed. February 16, approved.
319. Same. Liquor prohibition, Deatsville. November 22, read first. November 23, read second, temperance. November 27, passed. November 29, passed Senate. November 30, re-considered and re-committed.

320. Wellborn. To amend section 712 of Code.
November 23, read first. November 24, read second,
judiciary. February 1, passed.
321. Wright of Butler. To prevent guardians, administrators,
&c., from paying attorneys' fees, except in litigated
cases.
November 23, read first. November 24, read second,
judiciary.
322. Hammond. To authorize town of Alexandria to collect
retail liquor license.
November 23, read first. November 24, read second,
temperance.
323. Cleveland. To repeal an act increasing jurisdiction of
justices, as to Clarke county.
November 23, read first. November 24, read second,
judiciary. February 1, passed.
324. Newsom. To require testimony before grand jury to
be reduced to writing.
November 23, read first. November 24, read second,
judiciary.
325. Owens. To repeal section 62 of Code.
November 23, read first. November 24, read second,
judiciary.
326. Sowell. To authorize construction of booms, &c.
November 23, read first. November 24, read second,
public roads and highways. December 4, passed.
327. Nowlin. To amend an act to prohibit sale of liquors at
Walunt Grove, Etowah county.
November 23, read first. November 24, read second,
temperance. November 27, passed.
328. Clark. To amend section 4126 of the Code.
November 23, read first. November 24, read second,
judiciary.
329. Sharit. To amend section 4466 of the Code.
November 23, read first. November 24, read second,
judiciary. November 30, to penitentiary. Febru-
ary 15, report favorable. February 16, tabled.
330. Bankhead. To regulate compensation of county com-
missioners of Marion and Lamar.
November 23, read first. November 24, read second,
local legislation. November 30, passed. March 1,
signed and approved.
331. Harris. To amend section 1657 of the Code.

- November 23, read first. November 24, read second, public roads and highways.
332. Brewer. To regulate collection of poll tax.
November 23, read first. November 24, read second, ways and means. February 5, passed. March 1, passed Senate, signed, approved.
333. Same. To amend an act for protection of plantations in Lowndes county.
November 23, read first. November 24, read second, judiciary. February 5, to agriculture.
334. Same. For relief of Maria E. Free.
November 23, read first. November 24, read second, local legislation.
335. Tyson. To amend section 3462 of the Code.
November 23, read first. November 24, read second, and tabled.
336. Brooks of Macon. To repeal section 4461 of the Code.
November 23, read first. November 24, read second, fees and salaries. February 19, amended and passed. March 1, passed Senate, signed, approved.
337. Same. To amend section 4459 of the Code.
November 23, read first. November 24, read second, fees and salaries.
338. Foster. To dispose of the swamp and overflowed land fund.
November 23, read first. November 24, read second, ways and means. February 5, passed.
339. Walker of Marengo. To regulate the appropriation of the hard labor fund of Marengo county.
November 23, read first. November 24, read second, judiciary. February 1, passed.
340. Same. To prescribe certain duties of justices, &c.
November 23, read first. November 24, read second, judiciary.
341. Langdon. To legalize settlements made with R. T. Smith, late Auditor.
November 23, read first. November 24, read second, judiciary.
342. Price. To incorporate the Magnolia Manufacturing company.
November 23, read first. November 24, read second, corporations.
343. Sheldon. To provide for the appointment of stenographers.

- November 23, read first. November 24, read second, judiciary. December 6, tabled.
344. Nettles. To incorporate the Asbury camp ground.
November 23, read first. November 24, read second, corporations.
345. Watts. To cede to the United States government, a site for the government building in Montgomery.
November 23, read first. November 24, read second, judiciary. November 25, passed. December 2, passed Senate. December 2, signed. December 3, approved.
346. Renfro. To provide for working the roads in Montgomery county.
November 23, read first. November 24, read second, public roads and highways.
347. Walker of Montgomery. To amend section 2097 of the Code.
November 23, read first. November 24, read second, judiciary.
348. Same. To fix the fees of justices and constables in Montgomery county.
November 23, read first. November 24, read second, fees and salaries. February 18, passed. March 1, signed, approved.
349. Same. To amend section 1 of the game law.
November 23, read first. November 24, read second, game laws. February 14, passed.
350. Beard. To amend section 4325 of the Code.
November 23, read first. November 24, read second, judiciary.
351. Same. To amend section 1 of the game law.
November 23, read first. November 24, read second, game laws. February 14, passed.
352. Barnett. To amend section 2 of an act (as to Pike county) authorizing the commissioners court to lay off their counties into four commissioners' districts.
November 23, read first. November 24, read second, privileges and elections. February 8, adverse and concurred in.
353. Wilson of Shelby. To amend section 5023 of the Code.
November 23, read first. November 24, read second, fees and salaries.
354. Same. To define the rights of widows, &c., in homesteads.

- November 23, read first. November 24, read second, judiciary.
355. Same. To amend section 2239 of the Code.
November 23, read first. November 24, read second, judiciary.
356. Heacock. To authorize the commissioners of Talladega county to lay off the county into four commissioners' districts.
November 23, read first. November 24, read second, local legislation. December 2, passed. February 4, amended and passed Senate, concurred in. February 5, signed, approved.
357. Bulger. To prohibit the employing of minors in bar-rooms.
November 23, read first. November 24, read second, temperance.
358. Donoho. Liquor prohibition, Duun's Creek Baptist church, Tuskaloosa county.
November 23, read first. November 24, read second, temperance. November 27, passed. February 3, passed Senate. February 5, approved.
359. Brown of Tuskaloosa. To amend sections 1415 and 1417 of the Code.
November 23, read first. November 24, read second, commerce and common carriers.
360. Beck. To provide for banistering flat-boats.
November 23, read first. November 24, read second, commerce and common carriers.
361. Smith. Liquor prohibition at Montgomery Hill, Baldwin county.
November 24, read first. November 26, read second, temperance. February 10, passed.
362. Johnson of Blount. To amend section 3462 of the Code.
November 24, read first. November 26, read second, agriculture. November 29, passed.
363. Same. To amend section 4731 of the Code.
November 24, read first. November 26, read second, judiciary.
364. Hammond. To authorize the town of Oxford to collect certain license tax.
November 24, read first. November 26, read second, local legislation. November 30, passed. February 3,

passed Senate. February 4, signed. February 5, approved.

365. Collier. To fix the maximum compensation of circuit solicitors.

November 24, read first. November 26, read second, judiciary.

366. Same. To repeal an act to carry into effect the health laws.

November 24, read first. November 26, read second, ways and means.

367. Glover. To regulate the number of justices, and to provide for their election by beats, &c.

November 24, read first. November 26, read second, judiciary.

368. Sanders. To form a separate school district out of a portion of Coffee county.

November 24, read first. November 26, read second, education. December 6, passed. March 1, passed Senate, signed, approved.

369. Billingslea. To provide for the payment of certain fees to constables in criminal cases.

November 24, read first. November 26, read second, judiciary. February 1, favorable, re-committed to fees and salaries. February 18, passed. March 1, amended and passed Senate, concurred in, signed, approved.

370. Brassfield. To amend section 1 of the game law.

November 24, read first. November 26, read second, game laws. February 14, passed.

371. Bowdon. To authorize the superintendent of education of Henry county to disburse certain poll tax.

November 24, read first. November 26, read second, education. February 2, passed. March 1, passed Senate, signed, approved.

372. Bankhead. For the protection of purchasers of lands sold by executors and administrators.

November 24, read first. November 26, read second, judiciary. February 18, substitute adopted and passed. March 1, signed, approved.

373. Patton. To amend part 1 section 13, article 3, of school law.

November 24, read first. November 26, read second, education. February 8, passed.

374. Pickens. Relief of O. A. Van Hook.

- November 24, read first. November 26, read second, education.
375. Same. Relief of Samuel Wallace.
November 24, read first. November 26, read second, education.
376. Foster. To fix salaries of chancellors.
November 24, read first. November 26, read second, judiciary. February 26, report favorable, tabled.
377. Bradford. To amend section 31, article 3, of school law.
November 24, read first. November 26, read second, education.
378. Camp. To amend act establishing normal school at Florence.
November 24, read first. November 26, read second, appropriations.
379. Langdon. To repeal sections 1697 and 1698 of Code.
November 24, read first. November 26, read second, commerce, and common carriers.
380. Sheldon. To authorize commissioners of Mobile county to create office of timber inspector, &c.
November 24, read first. November 26, read second, local legislation. December 2, amended and passed. December 8, passed Senate, signed, approved.
281. Skeggs. Relief of James H. Livingston.
November 24, read first. November 26, read second, accounts and claims.
382. Wilson of Shelby. To make certain costs receivable for fines, &c., in Bibb county.
November 24, read first. November 26, read second, local legislation.
383. Same. To regulate practice in adultery cases.
November 24, read first. November 26, read second, judiciary. February 1, substitute adopted and passed.
384. Heacock. To amend subdivision 1, section 37, article 3 of school law.
November 24, read first. November 26, read second, education.
385. Brown of Tuskaloosa. In execution of certain land trnsts granted by Congress for railroads.
November 24, read first. November 26, read second, judiciary.
386. Donoho. For preservation of game in Tuskaloosa county.

- November 24, read first. November 26, read second, game law. February 14, passed.
387. Mason. To amend subdivision 1, section 13, article 3, of school law.
November 24, read first. November 26, read second, education.
388. Newman. To amend section 4206 of Code.
November 24, read first. November 26, read second, judiciary.
389. Powell. To amend liquor prohibition law, as to Thomasville, Bullock county.
November 26, read first. November 27, read second, temperance.
390. Armstrong. To repeal an act increasing fees, &c., of constables in Bullock county.
November 26, read first. November 27, read second, judiciary, not used.
391. Collier. Liquor prohibition, Jemison, Chilton county.
November 26, read first. November 27, read second, local legislation. November 30, passed. December 8, passed Senate, signed. February 2, approved.
392. Newsom. To regulate legal advertising in Clay county.
November 26, read first. November 26, read second, local legislation. February 12, amended and passed.
393. Sanders. To allow sheriff of Coffee county fees, &c.
November 26, read first. November 27, read second, fees and salaries. December 4, favorable, re-committed. February 18, passed. February 19, reconsidered and amended and passed.
394. Robinson of Conecuh. To establish normal schools.
November 26, read first. November 27, read second, education.
395. Same. Liquor prohibition, Brooklyn, Conecuh county.
November 26, read first. November 27, read second, temperance. December 3, passed. February 3, amended and passed Senate. February 4, concurred in. February 5, signed, approved.
396. Clark. In relation to mileage of members from Greene, &c.
November 26, read first. November 27, read second, fees and salaries. February 18, amended and passed. March 1, amended and passed Senate, concurred in, signed, approved.

397. Sharit. To exempt certain persons from working roads.
November 26, read first. November 27, read second, public roads and highways. February 17, amended, passed.
398. Dement. To repeal act to amend section 274 of Code.
November 26, read first. November 27, read second, special committee. November 29, to privileges and elections.
399. Same. To repeal act to amend section 276 of Code.
November 26, read first. November 27, read second, special committee. November 29, to privileges and elections.
400. Brewer. To amend subdivision 8, of section 362 of Code.
November 26, read first. November 27, read second, ways and means. February 5, substitute adopted, and passed. February 7, notice of re-consideration. February 8, motion lost.
401. Same. To amend subdivision 4, of section 362 of Code.
November 26, read first. November 27, read second, ways and means. December 6, passed. February 28, amended and passed Senate, concurred in, signed. March 1, approved.
402. Same. To amend section 376 of Code.
November 26, read first. November 27, read second, ways and means. December 6, passed. December 8, passed Senate, signed. February 2, approved.
403. Same. To amend section 480 of Code.
November 26, read first. November 27, read second, ways and means. February 5, report favorable. February 6, passed. February 28, amended and passed Senate, concurred in, signed. March 1, approved.
404. Brewer. To amend section 383 of Code.
November 26, read first. November 27, ways and means.
405. Same. To repeal section 378 of Code.
November 26, read first. November 27, read second, ways and means.
406. Same. To provide summary judgments against defaulting tax collectors, &c.
November 26, read first. November 27, read second, judiciary.

407. Same. To tax capital stock of national banks.
November 26, read first. November 27, read second,
ways and means. December 6, passed. December 8,
amended and passed Senate, concurred in, signed.
February 2, approved.
408. Walker. For the appointment of deputy solicitors.
November 26, read first. November 27, read second,
judiciary.
409. Betts. To prohibit running of freight trains on Sun-
day.
November 26, read first. November 27, read second,
commerce and common carriers. December 4, passed.
410. Betts. To regulate trade in old iron.
November 26, read first. November 27, read second,
agriculture.
411. Bradford. To repeal game law, as to Marengo county.
November 26, read first. November 27, read second,
game law. February 14, substitute adopted and
passed. February 21, passed Senate. February 22,
signed. February 24, approved.
412. Relief of W. M. Weaver.
November 26, read first. November 27, read second,
local legislation. November 30, passed.
413. Cowart. To amend section 66 of school law.
November 26, read first. November 27, read second,
education. February 8, amended and passed.
414. Barnett. Liquor prohibition, Orion, Pike county.
November 26, read first. November 27, read second,
temperance. February 10, passed.
415. Same. Liquor prohibition, Brier Hill, Pike county.
November 26, read first. November 27, read second,
temperance. February 10, passed.
416. Taylor. To make appropriations for years 1880-1 and
1882.
November 26, read first. November 27, read second,
appropriations. November 30, amended and passed.
December 8, amended and passed Senate, concurred
in part, and disagreed as to part, Senate recedes,
signed, approved.
418. Slaughter. To amend section 4202 of Code.
November 26, read first. November 27, read second,
judiciary.
419. Same. To amend section 4201 of Code.

- November 26, read first. November 27, read second, judiciary. December 3, passed.
420. Same. To amend section 4199 of Code.
November 26, read first. November 24, read second, judiciary.
420. Donoho. To prevent advertising of lotteries.
November 26, read first. November 27, read second, judiciary.
421. Morrisette. Liquor prohibition, Snow Hill, Wilcox county.
422. Newman. To make an appropriation out of general school fund for Winston county.
November 26, read first. November 27, read second, education. December 8, substitute reported. February 15, special order to-morrow. February 17, substitute adopted and passed. February 28, passed Senate, signed. March 1, approved.
423. Nelson. In relation to election of United States Senator, and laws of Congress on the subject.
November 26, read first. November 27, read second, federal relations, February 8, passed.
424. Waller. To amend section 3606 of Code.
November 26, read first. November 27, read second, judiciary.
425. Wilson of Shelby. To form separate school district in Shelby county.
November 26, read first. November 27, read second, education. December 6, passed.
426. Brewer. To amend section 401 of Code.
November 26, read first. November 27, read second, ways and means.
427. Brewer. To amend section 360 of Code.
November 26, read first. November 27, read second, ways and means. December 2, favorable. December 4, considered. December 6, passed.
428. Powell. Local option liquor law.
November 26, read first. November 27, read second, temperance. November 30, considered. December 1, amended. December 3, indefinitely postponed.
429. Langdon. To amend the act for settlement of debt of city of Mobile.
November 27, read first. November 29, read second, judiciary.

430. Same. To provide for election of officers of Mobile police board, &c.
November 27, read first. November 29, read second, judiciary.
431. Armstrong. To amend section 871 of Code.
November 27, read first. November 29, read second, judiciary. February 19, passed.
432. Lary. To provide for warming jails.
November 27, read first. November 29, read second, public buildings and institutions.
433. Same. To regulate fees of registers.
November 27, read first. November 29, read second, fees and salaries.
434. Cunningham. To dispense with recording certain conveyances.
November 27, read first. November 29, read second, judiciary.
435. Clark. To prevent sale of seed cotton in portion of Greene county.
November 27, read first. November 29, read second, local legislation. February 11, passed.
436. Avery. Relief of maimed soldiers.
November 27, read first. November 29, read second, appropriations.
437. Walker. To require clerks, &c., to perform certain duties.
November 27, read first. November 29, read second, judiciary.
438. Kent. To require certain transient traders to take out license.
439. Betts. To amend an act for the trial of misdemeanors, in Madison county.
November 27, read first. November 29, read second, judiciary.
440. Same. Liquor prohibition, Hickory Flat, Madison Co.
November 27, read first. November 29, read second, temperance. February 10, passed.
441. Camp. To amend section 5 of an act to authorize the people of Marion county to vote on removing courthouse.
November 27, read first. November 29, read second, local legislation.
442. Milner. To amend section 423 of Code.

- November 27, read first. November 29, read second,
ways and means.
443. Brown of Russell. To amend sections 1467 and 1468
of the Code.
November 27, read first. November 29, read second,
commerce and common carriers.
444. Taylor. To amend section 141 of Code.
November 27, read first. November 29, read second,
public buildings and institutions. December 3, passed.
445. Bulger. To prohibit solicitors from receiving fees, ex-
cept on conviction.
November 27, read first. November 29, read second,
judiciary. February 21, passed.
447. Tyson. Liquor prohibition, Farmersville, Lowndes Co.
November 27, read first. November 29, read second,
temperance.
448. Slaughter. To amend section 4218 of the Code.
November 27, read first. November 29, read second,
judiciary.
449. Slaughter. To amend section 4203 of the Code.
November 27, read first. November 29, read second,
judiciary.
450. Billingslea. To repeal an act to establish the city court
of Selma.
November 27, read first. November 29, read second,
local legislation. February 11, report adverse and
concurred in.
451. Sheldon. To require railroads in Mobile county to be
fenced.
November 27, read first. November 29, read second,
local legislation. February 14, amended. February
15, lost. February 16, reconsidered and lost.
452. Bradford. To protect vendors of personal property.
November 27, read first. November 29, read second,
judiciary.
453. Barnett. For relief of S. H. Burgess and others.
November 27, read first. November 29, read second,
accounts and claims.
454. Brewer. To amend section 586 of Code.
November 27, read first. November 29, read second,
ways and means.
455. Betts. To protect crops against vicious cattle.
November 27, read first. November 29, read second,
agriculture. February 11, amended and passed.

456. Shields. Liquor prohibition, Center, Cherokee county.
November 29, read first. November 30, read second,
temperance. February 25, see H. B. 575.
457. Shields. Liquor prohibition, Hebron Church, Cherokee
county.
November 29, read first. November 30, read second,
temperance. February 10, passed.
458. Brassfield. To fix the time of holding courts in the 6th
circuit.
November 29, read first. November 30, read second,
judiciary. December 7, passed. February 21, amend-
ed and passed Senate. February 25, concurred in.
February 26, signed, approved.
459. Cooley. To repeal an act to repeal an act making jus-
tices apportioners of roads, &c., in Geneva county.
November 29, read first. November 30, read second,
local legislation. February 12, passed.
460. Waller. To increase the salaries of circuit judges.
November 29, read first. November 30, read second,
fees and salaries.
461. Sharit. To amend section 3536 of Code.
November 29, read first. November 30, read second,
penitentiary.
462. Brewer. To amend section 371 of Code.
November 29, read first. November 30, read second,
ways and means. December 6, passed. December 8,
passed Senate, signed, approved.
463. Betts. To regulate proceedings for opening and chang-
ing roads.
November 29, read first. November 30, read second,
public roads and highways. December 4, passed.
464. Nettles. To regulate allotment of property to widow
and minor children.
November 29, read first. November 30, read second,
judiciary.
465. McCullough. In regard to roads, tools, &c., for Mont-
gomery county.
November 29, read first. November 30, read second,
public roads and highways. December 4, passed.
February 3, amended and passed Senate. February
4, concurred in. February 5, signed, approved.
466. Same. To authorize the probate judge of Montgomery
county to collect license tax from retailers of liquors.

- November 29, read first. November 30, read second, judiciary. February 21, passed.
467. Heacock. To amend sections 3524 and 3532 of Code. November 29, read first. November 30, read second, agriculture. February 11, to judiciary.
468. Mason. Liquor prohibition, Escatawpa, Washington county.
November 29, read first. November 30, read second, temperance.
469. White. To amend section 364 of Code.
November 29, read first. November 30, read second, ways and means.
470. Same. To provide for examination of offices of Barbour county.
November 29, read first. November 30, read second, local legislation. February 11, passed. February 25, passed Senate. February 26, signed, approved.
471. Thomas. Liquor prohibition in beats 10 and 11, Chambers county.
November 29, read first. November 30, read second, temperance. December 6, passed. February 4, amended and passed Senate, concurred in. February 5, signed, approved.
472. Brewer. To require licenses from Express Companies, &c.
November 29, read first. November 30, read second, ways and means. December 6, passed.
473. Welborn. To pay Robert Hasson, Doorkeeper, &c.
November 30, read first. December 1, read second, accounts and claims. December 3, passed. December 8, amended and passed Senate, concurred in, signed, approved.
474. White. Stock law for certain portions of Barbour county.
November 30, read first. December 2, read second, agriculture. February 11, amended and passed. February 23, amended and passed Senate. February 24, concurred in, signed. February 26, approved.
475. Johnson of Blount. To establish a chancery court for Cullman county.
November 30, read first. December 1, read second, judiciary.
476. Powell. To create Union Springs a separate school district.

- November 30, read first. December 1, read second, education. February 8, passed. March 1, passed Senate, signed, approved.
477. Underwood. To fix the times of holding the circuit court for Colbert county.
November 30, read first. December 1, read second, local legislation. February 3, passed. February 18, passed Senate. February 19, signed. February 23, approved.
478. Owens. To amend section 5043 of the Code.
November 30, read first. December 1, read second, fees and salaries.
179. Lary. Liquor prohibition in part of beat 4, Elmore county.
November 30, read first. December 1, read second, temperance. February 10, passed.
480. Cunningham. Liquor prohibition in beat 2, Franklin county.
November 30, read first. December 1, read second, temperance. December 3, passed. February 5, amended and passed Senate. February 7, concurred in. February 8, signed, approved.
481. Cooley. To authorize the people of Geneva county to vote on removing the county site.
November 30, read first. December 1, read second, counties and county boundaries. February 15, passed.
482. Brewer. To amend section 4370 of the Code.
November 30, read first. December 1, read second, judiciary.
483. Hogue. To amend the stock law, relating to certain portions of Dallas county.
November 30, read first. December 1, read second, counties and county boundaries. February 15, passed. March 1, signed, approved.
484. Mason. To amend an act for the organization of the militia.
November 30, read first. December 1, read second, military.
485. Beck. For the relief of W. A. Kimbrough.
November 30, read first. December 1, read second, accounts and claims.
486. Newman. To prevent camp and fire hunting in Cullman county.

- November 30, read first. December 1, read second, game laws.
487. Waller. To prevent emigration agents from inducing citizens to leave the State.
November 30, read first. December 1, read second, judiciary.
488. Johnson of Autauga. Liquor prohibition, 4 miles of Pine Flat, Autauga county.
December 1, read first. December 2, read second, temperance. February 10, passed.
489. Smith. To establish a colored normal school at Evergreen.
December 1, read first. December 2, read second, education.
490. White. To amend the charter of Clayton.
December 1, read first. December 2, read second, corporations.
491. Johnson of Blount. To amend section 2678 of the Code.
December 1, read first. December 2, read second, judiciary.
492. Wimberly. To prevent the false packing of cotton, &c., in Butler county.
December 1, read first. December 2, read second, local legislation.
493. Wright of Butler. Liquor prohibition in five miles of Greenville.
December 1, read first. December 2, read second, temperance.
494. Owens. To amend section 3482 of the Code.
December 1, read first. December 2, read second, judiciary.
495. Calloway. To amend section 284 of the Code.
December 1, read first. December 2, read second, judiciary.
496. Nelson. To establish a separate school district in Dallas county.
December 1, read first. December 2, read second, education.
497. Brassfield. For the relief of Percy Hairston.
December 1, read first. December 2, read second, special committee. December 3, passed. December 7, amended and passed Senate, concurred in. December 8, signed, approved.

498. Bowdon. To prevent the use of liquor in popular elections.
December 1, read first. December 2, read second, temperance.
499. Sharit. To authorize the tax collector of Jefferson county to collect the unpaid taxes of 1878 and 1879.
December 1, read first. December 2, read second, special committee. December 3, amended and passed. December 6, passed Senate. December 7, signed. December 8, approved.
500. Tyson. To amend an act amending section 3524 of the Code.
December 1, read first. December 2, read second, judiciary.
501. Foster. To require the payment of costs in divorce suits.
December 1, read first. December 2, read second, judiciary.
502. Betts. To authorize the submission of causes in chancery to a referee.
December 1, read first. December 2, read second, judiciary. February 15, amended and passed. February 21, passed Senate. February 22, signed. February 23, approved.
503. Betts. To require the treasurer of Madison county to refund excess of license.
December 1, read first. December 2, read second, local legislation. February 12, passed. February 25, passed Senate. February 26, signed, approved.
504. Walker of Montgomery. Liquor prohibition, Pintlala Grange Hall.
December 1, read first. December 2, read second, temperance. February 10, passed.
505. Beard. To incorporate the Pickensville male and female seminary.
December 1, read first. December 2, read second, corporations. February —, passed. March 1, signed, approved.
506. Cowart. Liquor prohibition, Little Oak, Pike county.
December 1, read first. December 2, read second, temperance. February 21, substitute adopted and passed. March 1, amended and passed Senate, concurred in, signed, approved.

507. Newman. To reduce per diem of the court of county commissioners of Cullman county.
December 1, read first. December 2, read second, fees and salaries. February 19, passed.
508. Same. To reduce pay of jurors for Cullman county.
December 1, read first. December 2, read second, fees and salaries.
- 509. Same. To regulate fee of probate judge of Cullman county.
December 1, read first. December 2, read second, amended, fees and salaries. February 18, passed.
510. Walker of Montgomery. To provide for appointment of county solicitor for Montgomery county.
December 1, read first. December 2, read second, judiciary.
511. Collier. To repeal an act incorporating Orion, Pike county.
December 1, read first. December 2, read second, local legislation, signed. February 28, approved.
512. Sharit. Liquor prohibition, two and one half miles of Alice Furnace.
December 2, read first. December 3, read second, local legislation. December 6, to temperance, (see H. B. 575.)
513. Waller. To amend section 3806 of the Code.
December 2, read first. December 3, read second, judiciary.
514. Mason. For relief of W. C. Donovan and others.
December 2, read first. December 3, read second, local legislation. February 17, majority report favorable. February 18, substitute adopted. February 19, lost.
515. Renfro. To change times of holding city court of Montgomery.
December 2, read first. December 3, read second, judiciary.
516. Morrisette. To confer jurisdiction on probate judges to make titles to land in certain cases.
December 2, read first. December 3, read second, judiciary. February 26, substitute adopted, passed.
517. Same. For relief of Isham Moore.
December 2, read first. December 3, read second, education.
518. Patton. For relief of F. M. Hurn.

- December 2, read first. December 3, read second, local legislation.
519. Wright of Butler. To require fines to be paid in money in Butler county.
December 3, read first. December 4, read second, fees and salaries. February 18, passed.
520. Collier. To prevent working of convicts, other than county convicts, in Chilton county.
December 3, read first. December 4, read second, penitentiary.
521. Hogue. In relation to collection of taxes for Jefferson county for year 1880.
December 3, read first. December 4, read second, ways and means. December 6, passed.
522. Dement. Liquor prohibition, Elkmont, Limestone county.
December 3, read first. December 4, read second, temperance. February 21, see H. B. 506.
523. Walker of Mrengo. To secure proper width for bridges, December 3, read first. December 4, read second, public roads and highways. February 17, passed.
524. Camp. To provide for fees of justices and constables. December 3, read first. December 4, read second, fees and salaries. February 18, tabled.
525. Austill. To amend section 2482 of Code, relating to settlement of estates.
December 3, read first. December 4, read second, judiciary. February 26, substitute adopted and passed.
526. Camp. To provide for registration of witness certificates against fine and forfeiture fund, Marion county. December 3, read first. December 4, read second, local legislation. February 14, amended and adopted.
527. Davidson. Liquor prohibition in Radfordville, Perry county.
December 3, read first. December 4, read second, temperance.
528. Cowart. Liquor prohibition Hepzibah Baptist church, Pike county.
December 3, read first. December 4, read second, temperance. February 10, passed. February 22, amended and passed Senate. February 23, House, amends and concurs. February 24, reconsidered, amended and concurred in. February 25, Senate

- amends and concurs, House concurs, signed.
February 28, approved.
529. Maddox. To repeal liquor law, as to Sulphur Springs,
St. Clair county.
December 3, read first. December 4, read second,
temperance. February 21, passed.
530. Taylor. For relief of Talladega College and American
Missionary Association.
December 3, read first. December 4, read second,
public buildings and institutions. February 15,
passed.
531. Sharit. To require tax assessors to assess certain prop-
erty.
December 3, read first. December 4, read second,
ways and means.
532. Calloway. For relief of Abner Windham.
December 3, read first. December 4, read second,
local legislation.
533. Thomas. To increase criminal jurisdiction of justices
in Chambers county.
December 3, read first. December 4, read second,
judiciary.
534. Owens. To amend section 4133 of the Code.
December 3, read first. December 4, read second,
judiciary.
535. Welborn. To distribute information, &c.
December 3, read first. December 3, read second,
commerce and common carrier.
536. Wimberly. To fix time for criminal and civil business
in circuit court of Butler county.
December 4, read first. December 6, read second,
judiciary. February 21, passed. February 26,
passed Senate, signed. February 28, approved.
537. Glover. To repeal section 4202 of the Code, as to
Bladon Springs.
December 4, read first. December 6, read second,
local legislation. February 12, passed. February
25, passed Senate. February 26, signed, approved.
538. Owens. To require dealers in fruit trees to take out
license.
December 4, read first. December 6, read second,
agriculture. February 11, amended and passed.
539. Same. To repeal section 1676 of the Code.

- December 4, read first. December 6, read second, judiciary.
540. Same. To punish guardians, executors, &c., for embezzling funds.
December 4, read first. December 6, read second, judiciary.
541. Cooley. To declare the Choctawhatchie river a lawful fence.
December 4, read first. December 6, read second, local legislation.
542. Betts. To amend section 3866 of the Code.
December 4, read first. December 6, read second, judiciary.
543. Skeggs. For the relief of S. M. Smith.
December 4, read first. December 6, read second, ways and means.
544. Skeggs. Declaring threats to kill, &c., a misdemeanor.
December 4, read first. December 6, read second, judiciary.
545. Beard. To amend section 3058 of the Code.
December 4, read first. December 6, read second, judiciary.
546. Maddox. To amend an act to amend section 5030 of the Code.
December 4, read first. December 6, read second, judiciary. February 17, fees and salaries.
547. Calloway. Liquor prohibition, Skipperville Academy, Dale county.
December 4, read first. December 6, read second, temperance.
548. Slaughter. To incorporate the East Tallassee Bridge company.
December 4, read first. December 6, read second, corporations. February 25, passed.
549. Watts. To require Butler county to refund to Conecuh and Escambia counties certain mileage.
December 4, read first. December 6, read second, local legislation.
550. Wilson of Shelby. To change the line between Shelby and Chilton.
December 6, read first. December 7, read second, counties and county boundaries. February 15, amended and passed, motion to reconsider, lost.
551. Owens. To amend section 1630 of the Code.

- December 6, read first. December 7, read second, temperance.
552. Same. To repeal an act approved February 7, 1879, for conveying convicts to the penitentiary.
December 6, read first. December 7, read second, penitentiary.
553. Lary. To regulate taking of bonds of guardians.
December 6, read first. December 7, read second, judiciary. February 21, substitute adopted and passed.
554. Welborn. Liquor prohibition, Liberty Chapel Church, in beat 13, Barbour county.
December 6, read first. December 7, read second, temperance. February 26, substitute adopted and passed.
555. Cowart. To amend section 3286 of the Code.
December 6, read first. December 7, read second, judiciary.
556. Same. Liquor prohibition, Good Hope Church, Pike county.
December 6, read first. December 7, read second, temperance.
557. Nettles. To repeal the liquor prohibition, McKenzie's church.
December 6, read first. December 7, read second, temperance.
559. Lanier. To amend sections 3602 and 3604, and to repeal section 3656 of the Code.
December 6, read first. December 7, read second, judiciary.
560. Johnson of Blount. To amend section 1544 of the Code.
December 6, read first. December 7, read second, temperance. December 8, substitute reported. February 5, 150 copies ordered printed. February 9, 10, and 11, considered. February 15, amended and passed. February 16, reconsidered, amended and passed. February 28, amended and passed Senate, concurred in. March 1, signed, approved.
561. Johnson of Autauga. Liquor prohibition, Harmony Baptist church.
December 6, read first. December 7, read second, temperance.

562. Wilson of Shelby. To change the county line between the counties of Bibb and Shelby.
December 6, read first. December 7, read second, counties and county boundaries. February 15, passed.
563. Brooks of Macon. To repeal the liquor prohibition as to White's church, Macon county.
December 6, read first. December 7, read second, temperance.
564. Collier. Liquor prohibition for Chilton county.
December 6, read first. December 7, read second, temperance. February 9, amended and passed. February 25, signed. February 26, approved.
565. Bankhead. For the relief of certain persons, whose lands were sold for taxes, &c.
December 6, read first. December 7, read second, judiciary.
566. Vanght. To amend an act laying off certain counties into four commissioners' districts.
December 6, read first. December 7, read second, local legislation.
567. Donoho. To amend section 154 of the Code.
December 6, read first. December 7, read second, ways and means. February 23, passed.
568. Wilson of Chambers. Liquor prohibition, Mt. Zion church.
December 6, read first. December 7, read second, temperance.
569. Beard. For the relief of the heirs of U. W. Mullins.
December 6, read first. December 7, read second, judiciary. February 21, substitute adopted and passed. March 1, passed Senate, signed, approved.
570. Nolen. To amend section 2678 of the Code.
December 6, read first. December 7, read second, judiciary.
571. Wright of Butler. To amend section 3467 of the Code.
December 7, read first. December 8, read second, judiciary.
572. Sharit. Liquor prohibition, within three miles of Walker's Chapel.
December 7, read first. December 8, read second, temperance. February 15, passed.
573. Glover. To regulate the pay of the commissioners of Choctaw county.

- December 7, read first. December 8, read second, local legislation. February 12, passed.
574. Calloway. To divide township 16, range 24, Dale county, into two school districts.
December 7, read first; December 8, read second, education.
575. Hogue. Liquor prohibition within five miles of the court house at Marion, Perry county.
December 7, read first. December 8, read second, temperance. February 25, substitute adopted and passed. March 1, passed Senate, returned to Senate, Senate amends and passes, concurred in, signed, approved.
576. Tyson. To incorporate Calhoun, Lowndes county.
December 8, read first. February 1, read second, corporations,
577. McCullough. Liquor prohibition, three miles of Pine Level.
December 8, read first. February 2, read second, temperance. February 21, substituted with House bill 506.
578. Bowdon. To amend section 2674 of Code.
December 8, read first. February 2, read second, judiciary.
579. Cunningham. Relief of Mary F. Grissom.
February 1, read first. February 2, read second, tabled. February 17, taken from table, and to local legislation. February 21, passed. March 1, signed, approved.
580. Avery. To change line between Hale and Greene.
February 1, read first. February 2, read second, counties and county boundaries. February 15, passed. February 26, signed. February 28, approved.
581. Robinson of Jackson. To punish fraudulent acts, &c., in elections.
February 1, read first. February 2, read second, privileges and elections. February 25, passed.
582. Kent. For relief of National Bank of Birmingham.
February 1, read first. February 2, read second, appropriations. February 25, passed. February 28, passed Senate, signed. March 1, approved.
383. Sharit. To change manner of elections of county commissioners of Jefferson county.

- February 1, read first. February 2, read second, privileges and elections.
584. Brewer. To secure prompt settlements by tax collectors, &c.
February 1, read first. February 2, read second, ways and means. February 5, substitute adopted and passed.
585. Same. To amend liquor law, as to Ash Creek Church, Lowndes county.
February 1, read first. February 2, read second, temperance.
586. Brooks of Macon. To amend subdivision 4 of section 362 of Code.
February 1, read first. February 2, read second, ways and means.
587. Foster. To protect residents of Macon county from effect of stock law for Bullock county.
February 1, read first. February 2, read second, counties and county boundaries.
588. Same. To provide for payment of costs in certain cases.
February 1, read first. February 2, read second, judiciary. February 21, passed.
589. Same. To repeal section 499 of Code, as to Tuskegee.
February 1, read first. February 2, read second, local legislation. February 11, amended and passed. February 28, amended and passed Senate, concurred in. March 1, signed, approved.
590. Same. To amend section 2222 of Code, and the act to amend section 2223 of the Code.
February 1, read first. February 2, read second, judiciary. February 25, passed. March 1, passed Senate, signed, approved.
591. Same. To amend section 3330 of the Code.
February 1, read first. February 2, read second, judiciary. February 21, passed.
592. Same. To amend section 4450 of the Code.
February 1, read first. February 2, read second, judiciary.
593. Same. To amend section 2533 of Code.
February 1, read first. February 2, read second, judiciary.
594. Price. For protection against tramps.

- February 1, read first. February 2, read second, judiciary.
595. Price. In regard to land owners on Mobile Bay, &c.
February 1, read first. February 2, read second, judiciary.
596. Same. In regard to taxes paid for lands bid in by State.
February 1, read first. February 2, read second, ways and means.
597. Watts. To repeal act amending section 276, and revive said section.
February 1, read first. February 2, read second, judiciary.
598. Hogue. To incorporate Alabama Baptist School.
February 1, read first. February 2, read second, education. February 8, to incorporations. February 21, amended and passed. March 1, passed Senate, signed, approved.
599. Same. To erect additional buildings for State Normal School at Marion.
February 1, read first. February 2, read second, education.
600. Same. Stock law, for portion of Perry county.
February 1, read first. February 2, read second, agriculture. February 11, amended and passed. February 28, amended and passed Senate, concurred in. March 1, concurred in, approved.
601. Gilmore. Protection of planters in Sumter county.
February 1, read first. February 2, read second, local legislation. February 12, passed.
602. Taylor. To change boundary line between Talladega and Cleburne.
February 1, read first. February 2, read second, counties and county boundaries.
603. Slaughter. Liquor prohibition, Macedonia Church, Tallapoosa county.
February 1, read first. February 2, read second, temperance. February 10, passed.
604. Bulger. To organize militia.
February 1, read first. February 2, read second, military.
605. Long. To incorporate Alabama Central Mining and Manufacturing Company.
February 1, read first. February 2, read second,

judiciary. February 7, to incorporations. February 2, passed. February 28, amended and passed Senate, concurred in. March 1, signed, approved.

606. Collier. To amend section 2678 of Code.

February 1, read first. February 2, read second, judiciary.

607. Watts. Relief of J. Kahn & Bro.

February 1, read first. February 2, read second, ways and means.

608. Thomas. To establish new charter for LaFayette.

February 1, read first. February 2, read second, corporations. February 14, passed. February 24, passed Senate. February 25, signed. February 26, approved.

609. Nelson. Relief of L. Vaughn.

February 1, read first. February 2, read second, accounts and claims.

610. Same. To amend stock law for portion of Dallas county.

February 1, read first. February 2, read second, agriculture. February 18, passed. February 24, passed Senate. February 25, signed. February 26, approved.

611. Same. Liquor prohibition, Prosperity Church, Dallas county.

February 1, read first. February 2, read second, temperance.

612. Powell. To amend section 2470 of Code.

February 1, read first. February 2, read second, judiciary.

613. Hogue. To amend subdivision 22 of section 494 of Code.

February 1, read first. February 2, read second, ways and means.

614. Smith. To regulate bond of sheriff of Baldwin.

February 2, read first. February 3, read second, judiciary. February 26, passed.

615. Same. To prevent citizens of Florida from driving stock into Baldwin county.

February 2, read first. February 3, read second, local legislation.

616. Johnson of Blount. To amend section 421 of the Code.

- February 2, read first. February 3, read second, judiciary. February 17, to ways and means.
- 616½. Same. To authorize settlement with R. T. Robinett. February 2, read first. February 3, read second, education.
617. Wimberly. Liquor prohibition, Providence Church, Butler county. February 2, read first. February 3, read second, temperance.
618. Hammond. Liquor prohibition, Bethel Church, Calhoun county. February 2, read first. February 3, read second, temperance. February 10, passed.
619. Same. To prevent sale of liquors, except in incorporated towns. February 2, read first. February 3, read second, temperance.
620. Thomas. Liquor prohibition, Tuckersburg, Chambers county. February 2, read first. February 3, read second, temperance. February 21, substituted with 506.
621. Glover. To prevent injury to fixtures in jails. February 2, read first. February 3, read second, public buildings and institutions. February 15, passed.
622. Nolen. Liquor prohibition at Hebron church, Coosa county. February 2, read first. February 3, read second, temperance.
623. Nelson. To incorporate Mechanics Steam Fire Company, of Selma. February 2, read first. February 3, read second, corporations. February —, passed. February 28, passed Senate, signed, approved.
624. Bruce. Liquor prohibition, Lebanon, DeKalb county. February 2, read first. February 3, read second, temperance. February 10, passed.
625. Same. Liquor prohibition, Vernon Baptist Church, DeKalb county. February 2, read first. February 3, read second, temperance. February 10, passed.
626. Same. To define corporate limits of Wetumpka. February 2, read first. February 3, read second, corporations.

627. Same. Liquor prohibition, Ebel Church, Fayette county.
February 2, read first. February 3, read second, temperance.
628. Cunningham. Liquor prohibition, Belgreen Beat, Franklin county.
February 2, read first. February 3, read second, temperance.
629. Same. Liquor prohibition, Newburg, Franklin county.
February 2, read first. February 3, read second, temperance. February 10, passed. March 1, passed Senate, signed, approved.
630. Avery. To amend section 1 of seed cotton law.
February 2, read first. February 3, read second, local legislation. February 11, passed. March 1, amended and passed Senate, concurred in, signed, approved.
631. Robinson of Jackson. To compensate township superintendents of education.
February 2, read first. February 3, read second, education.
632. Sharit. To amend section 1686 of Code.
February 2, read first. February 3, read second, temperance.
public roads and highways. February 17, passed.
633. Patton. Liquor prohibition, Central Star, Lauderdale county.
February 2, read first. February 3, read second, temperance.
634. Same. To authorize Lauderdale county to issue bonds, &c.
February 2, read first. February 3, read second, counties and county boundaries. February 5, local legislation. February 14, passed. February 25, passed Senate. February 26, signed, approved.
635. Martin. Liquor prohibition, at Mt. Hope.
February 2, read first. February 3, read second, temperance. February 10, passed.
636. Brewer. To provide summary judgments against tax collectors, &c.
February 2, read first. February 3, read second, ways and means.
637. Tyson. To amend section 335 of Code.

- February 2, read first. February 3, read second, judiciary.
638. Same. To secure complete records.
February 2, read first. February 3, read second, judiciary.
639. Brooks of Macon. To repeal an act to fix times of holding courts in eastern chancery division.
February 2, read first. February 3, read second, judiciary.
640. Betts. To amend act regulating trial of misdemeanors in Madison county.
February 2, read first. February 3, read second, judiciary. February 15, substitute adopted and passed. February 25, passed Senate. February 26, signed, approved.
641. Same. To amend act, to fix times of holding courts in eighth circuit.
February 2, read first. February 3, read second, judiciary. February 17, passed. March 1, signed, approved.
642. Same. To fix number of Representatives in General Assembly.
February 2, read first. February 3, read second, joint committee. February 22, passed. February 26, passed Senate, signed. February 28, approved.
643. Same. To turn over to the several counties the unredeemed lands, sold for taxes.
February 2, read first. February 3, read second, ways and means. February 17, substitute for 643 and 875 reported. February 18, substitute adopted and passed. March 1, passed Senate, signed, approved.
644. Same. To punish betting, or games of hazard, and to repeal section 4207 of Code.
February 2, read first. February 3, read second, judiciary.
645. Bradford. Liquor prohibition, Friendship Church, Marengo county.
February 2, read first. February 3, read second, temperance. February 10, passed.
646. Price. To grant and vest certain real and personal estate in John Callahan.
February 2, read first. February 3, read second, judiciary.
647. Same. To amend section 3718 of Code.

- February 2, read first. February 3, read second, judiciary.
648. Same. To amend an act to establish an inferior court for Mobile county.
February 2, read first. February 3, read second, judiciary. February 17, passed. February 26, passed Senate. February 28, signed, approved.
649. Same. To amend section 10 of an act in regard to sale of land for delinquent taxes.
February 2, read first. February 3, read second, ways and means. February 15, passed.
650. Walker of Montgomery. Liquor prohibition, Mt. Carmel Church, Montgomery county.
February 2, read first. February 3, read second, temperance.
651. Heacock. For the relief of George W. Chambers.
February 2, read first. February 3, read second, local legislation. February 23, amended and passed. March 1, passed Senate, signed, approved.
652. Taylor. To better provide for assessment of poll tax.
February 2, read first. February 3, read second, ways and means.
653. Slaughter. Liquor prohibition in beat 15, Tallapoosa county.
February 2, read first. February 3, read second, temperance.
654. Brown of Tuskaloosa. To fix the rate of taxation.
February 2, read first. February 3, read second, ways and means. February 9, substitute reported. February 10, substitute adopted, passed, notice of reconsideration. February 15, motion tabled. February 26, passed Senate, signed. February 28, approved.
655. Donoho. To amend sections 3289 and 3291 of Code.
February 2, read first. February 3, read second, judiciary. February 21, amended and passed. March 1, amended and passed Senate, concurred in, signed, approved.
656. Donoho. In relation to the assessment of Mr. Eddings' taxes.
February 2, read first. February 3, read second, ways and means.
657. Same. To provide a fund for payment of witnesses, in certain cases, in Tuskaloosa county.
February 2, read first. February 3, read second, judi-

- ciary. February 21, passed. March 1, signed, approved.
658. Owens. To amend section 4443 of the Code.
February 2, read first. February 3, read second, judiciary.
659. Same. To amend section 871 of the Code.
February 2, read first. February 3, read second, judiciary.
660. Newman. For relief of A. J. Manning and others.
February 2, read first. February 3, read second, judiciary.
661. Owens. To allow defendants, in certain criminal cases, to testify.
February 2, read first. February 3, read second, judiciary.
662. Wright of Butler. Liquor prohibition in Manningsham Beat, Butler county.
February 2, read first. February 3, read second, temperance.
663. Powell. To amend sections 1 and 4 of an act in relation to fine and forfeiture fund of certain counties.
February 2, read first. February 3, read second, judiciary.
664. Langdon. For the relief of Mary Callahan and Ellen Devlin.
February 2, read first. February 3, read second, judiciary.
665. Price. To legalize certain settlements by the Auditor of State with tax collectors.
February 2, read first. February 3, read second, judiciary.
666. Renfro. For repairing Capitol.
February 2, read first. February 3, read second, public buildings and institutions. February 15, amended and passed. March 1, passed Senate, signed, approved.
667. Johnson of Autauga. Liquor prohibition, Salem M. E. Church, Autauga county.
February 3, read first. February 4, read second, temperance.
668. Smith. To allow the treasurer of Baldwin county fees and commissions.
February 3, read first. February 4, read second, local

- legislation. February 19, passed. February 26, passed Senate, signed. February 28, approved.
669. Wright of Butler. Liquor prohibition, Beat 11, Butler county.
February 3, read first. February 4, read second, temperance.
670. Same. To amend section 5033 of Code.
February 3, read first. February 4, read second, judiciary. February 22, fees and salaries.
671. Not used.
672. Smith. To amend an act regulating legal advertisements by constables, approved December 3, 1878.
February 3, read first. February 4, read second, judiciary.
673. Sanders. To fix pay of sheriff of Coffee county.
February 3, read first. February 4, read second, fees and salaries. February 18, passed. March 1, passed Senate, signed, approved.
674. Owens. For relief of H. M. Humphries.
February 3, read first. February 4, read second, ways and means. February 7, accounts and claims.
- 674½. Underwood. Liquor prohibition at Alsboro, Colbert county.
February 3, read first. February 4, read second, temperance. February 10, passed.
675. Owens. To define homestead.
February 3, read first. February 4, read second, judiciary.
676. Same. To compensate H. Warner.
February 3, read second, ways and means. February 7, accounts and claims. February 26, amended and passed.
677. Same. To compensate J. J. Easterling.
February 3, read first. February 4, read second, ways and means.
678. Calloway. To increase fees of bailiffs.
February 3, read first. February 4, read second, fees and salaries. February 19, tabled.
679. Nelson. To secure to persons imprisoned, free access to counsel.
February 3, read first. February 4, read second, judiciary.
680. Lary. To amend seed cotton law.

- February 3, read first. February 4, read second, agriculture. February 11, amended and passed.
681. Same. To amend act incorporating Pleasant Grove M. E. Church, Coosa county.
February 3, read first. February 4, read second, corporations. March 1, passed.
682. Kirkland. Liquor prohibition at Pine Grove Church, Fayette county.
February 3, read first. February 4, read second, temperance. February 21, substituted with 506.
683. Brassfield. Stock law for certain portions of Greene county.
February 3, read first. February 4, read second, agriculture. February 11, amended and passed. February 26, passed Senate. February 28, signed, approved.
684. Clark. To authorize Greene county to issue bonds.
February 3, read first. February 4, read second, corporations. February 9, amended and passed. February 21, passed Senate. February 22, signed. February 23, approved.
685. Same. To amend section 4855 of Code.
February 3, read first. February 4, read second, judiciary.
686. Robinson of Jackson. To enlarge powers of Auditor and board of equalization on railroads, &c.
February 3, read first. February 4, read second, ways and means. February 19, majority report adverse, minority report submitted. February 21, considered. February 23, passed.
687. Vanght. To amend subdivision 2, of section 2252 of Code.
February 3, read first. February 4, read second, judiciary. February 19, amended and passed.
688. Wright of Lee. To change line between Lee and Macon.
February 3, read first. February 4, read second, counties and county boundaries. February 15, passed. March 1, amended and passed Senate, House refused to concur, Senate insists.
689. Brewer. To authorize Governor to exchange a certain bond.
February 3, read first. February 4, read second,

- ways and means. February 21, substitute adopted and passed.
690. Same. To amend subdivision 17 of section 494 of Code. February 3, read first. February 4, read second, ways and means.
691. Lanier. To amend section 1 of an act to amend section 4700 of Code. February 3, read first. February 4, read second, judiciary.
692. Bradford. To require all licenses to expire at a certain time. February 3, read first. February 4, read second, ways and means.
693. Langdon. To provide for the payment of costs in certain felony cases. February 3, read first. February 4, read second, judiciary.
694. Same. To recognize the Factors' Cotton Press and Warehouse Companies of Mobile, &c. February 3, read first. February 4, read second, judiciary.
695. Nettles. To relieve from disfranchisement certain persons. February 3, read first. February 4, read second, privileges and elections. February 23, passed.
696. Skeggs. To amend act to define liens of the transferee of the vendor of land. February 3, read first. February 4, read second, judiciary.
697. Walker of Montgomery. For releif of maimed soldiers. February 3, read first. February 4, read second, appropriations.
- 697½. Same. To amend section 9 of stock law, as to certain portions of Montgomery county. February 3, read first. February 4, read second, special committee. February 11, substitute adopted and passed. February 24, passed Senate. February 25, signed. February 26, approved.
698. Hogue. To amend section 5005 of Code. February 3, read first. February 4, read second, judiciary.
699. Same. To amend section 5007 of Code. February 3, read first. February 4, read second, judiciary.

700. Agnew. Liquor prohibition at Andrew Chapel, Pickens county.
February 3, read first. February 4, read second, temperance. February 10, passed.
701. Wilson of Shelby. To amend section 4644 of Code.
February 3, read first. February 4, read second, judiciary. February 19, substitute adopted and passed.
702. Same. Liquor prohibition, Columbiana, Shelby county.
February 3, read first. February 4, read second, temperance.
703. Same. Liquor prohibition within 4 miles of certain works of Shelby Iron Company.
February 3, read first. February 4, read second, temperance.
704. Ramsay. To amend section 4322 of Code.
February 3, read first. February 4, read second, agriculture.
705. Gilmore. Liquor prohibition, Cuba Station.
February 3, read first. February 2, read second, temperance. February 10, passed.
706. Taylor. To incorporate Ten Island Company.
February 3, read first. February 4, read second, corporations. February 18, passed. February 24, passed Senate. February 25, signed. February 26, approved.
707. Slaughter. To amend section 154 of the Code.
February 3, read first. February 4, read second, judiciary.
708. Brown of Tuskaloosa. For relief of B. F. Freeman of Tuskaloosa.
February 3, read first. February 4, read second, appropriations. February 5, accounts and claims.
709. Morressette. To repeal an act to increase criminal jurisdiction of justices of the peace in certain counties.
February 3, read first. February 4, read second, judiciary. February 21, passed. February 24, amended and passed Senate.
710. Beck. To regulate right of exemption to families of decedents.
February 3, read first. February 4, read second, judiciary.
711. Waller. To amend section 1702 of the Code.
February 3, read first. February 4, read second, judiciary.

712. Newman. To change line between Winston and Cullman counties.
February 3, read first. February 4, read second, counties and county boundaries.
713. Powell. Liquor prohibition, Perote, Bullock county.
February 3, read first. February 4, read second, temperance.
714. Wilson of Chambers. To authorize Chambers county to adjust its rail road indebtedness.
February 3, read first. February 4, read second, judiciary. February 19, passed. February 25, passed Senate. February 26, signed. February 28, approved.
715. Culler. Liquor prohibition in Bibb county.
February 3, read first. February 4, read second, temperance. February 10, passed. February 22, passed Senate. February 25, Senate requests its return, returned to House. February 28, signed, approved.
716. Maddox. To repeal liquor prohibition, Springville Academy.
February 4, read first. February 5, read second, temperance. February 26, passed. March 1, passed Senate, signed, approved.
717. Same. To repeal an act incorporating Springville.
February 4, read first. February 5, read second, temperance. February 26, passed. March 1, amended and passed Senate, concurred in, signed, approved.
718. Hammond. To amend section 7 of an act for publication of the Code.
February 4, read first. February 5, read second, judiciary.
719. Beard. To regulate fees of probate judges.
February 4, read first. February 5, read second, fees and salaries.
720. Same. Liquor prohibition in beat 7, Pickens county.
February 4, read first. February 5, read second, temperance. February 10, favorable, read third, no quorum voting.
721. Bulger. To prohibit licensing retail liquor dealers.
February 4, read first. February 5, read second, temperance.
722. Robinson of Jackson. To amend section 2827 of the Code.

- February 4, read first. February 5, read second, judiciary.
723. Dawson. To prevent false receipts, &c.
February 4, read first. February 5, read second, judiciary. February 19, amended and adopted. February 26, amended and passed Senate. February 26, concurred in. February 28, signed, approved.
724. Tyson. To encourage manufacture of cotton by Clement attachment.
February 4, read first. February 5, read second, agriculture. February 19, passed. February 23, amended and passed Senate. February 25, signed. February 26, approved.
725. Patton. Liquor prohibition in certain portions of Lauderdale county.
February 4, read first. February 5, read second, temperance.
726. Vaught. To amend section 2826 of the Code.
February 4, read first. February 5, read second, judiciary.
727. Kent. To amend section 4203 of the Code.
February 4, read first. February 5, read second, judiciary.
728. Long. To change boundary line between Fayette and Walker counties.
February 4, read first. February 5, read second, counties and county boundaries.
729. Bankhead. To enact game laws for Lamar and Marion counties.
February 4, read first. February 5, read second, game law. February 14, passed, reconsidered, amended and passed. March 1, passed Senate, signed, approved.
730. Slaughter. To amend section 3235 of the Code.
February 4, read first. February 5, read second, judiciary.
731. Armstrong. Liquor prohibition, Baldwin Chapel, Bullock county.
February 4, read first. February 5, read second, temperance.
732. Martin. Liquor prohibition, Bethel Church, Lawrence county.
February 4, read first. February 5, read second, temperance.

733. Nettles. For relief of P. M. Dennis.
February 4, read first. February 5, read second,
privileges and elections.
734. Glover. For relief of maimed soldiers.
February 4, read first. February 5, read second,
military.
February 17, amended and passed. February 28,
amended and passed Senate, amended by House and
concurred in. March 1, Senate concurs, signed ap-
proved.
735. Pound. To define contents of a cord of wood.
February 4, read first. February 5, read second,
judiciary.
736. Sheldon. To amend subdivision two of section 494 of
the Code.
February 4, read first. February 5, read second,
local legislation. February 19, ways and means.
737. Powell. Liquor prohibition for Bullock county.
February 4, read first. February 5, read second,
temperance. February 10, passed. February 24,
amended and passed Senate. February 24, concurred
in. February 25, signed. February 26, recalled from
Governor, amended and concurred in. February 28,
Senate concurs. March 1, signed, approved.
738. Austill. To amend an act in regard to working public
roads.
February 4, read first. February 5, read second,
public roads and highways. February 17, passed.
639. Same. To amend section 1630 of the Code.
February 4, read first. February 5, read second
public roads and highways.
740. Same. Concerning partition walls.
February 4, read first. February 5, read second,
judiciary.
741. Calloway. To repeal sections 562, 563 and 564 of the
Code.
February 4, read first. February 5, read second,
fees and salaries. February 18, lost.
742. Walker of Marengo. Liquor prohibition, court house,
at Linden, Ala.
February 4, read first. February 5, read second,
temperance. February 10, passed.
743. Calloway. To amend section 3900 of the Code.

- February 4, read first. February 5, read second, fees and salaries.
744. Nolen. To amend section 4215 of the Code.
February 4, read first. February 5, read second, judiciary. February 19, amended and passed. March 1, passed Senate, signed, approved.
745. Beck. To prescribe the time for a contest of the office of probate judge.
February 4, read first. February 5, read second, judiciary.
746. Harris. To amend section 1596 of the Code.
February 4, read first. February 5, read second, agriculture.
747. Waller. To amend an act amending section 439 of the Code.
February 4, read first. February 5, read second, judiciary.
748. Wilson of Shelby. To amend section 2928 of the Code.
February 4, read first. February 5, read second, judiciary.
749. White. To regulate the compensation of sheriffs.
February 4, read first. February 5, read second, fees and salaries. February 18, passed. March 1, passed Senate, signed, approved.
750. Austill. To provide for a more full assessment of poll tax.
February 4, read first. February 5, read second, ways and means.
751. Langdon. To prevent deception in the sale of butter.
February 4, read first. February 5, read second, agriculture.
752. Austill. To amend section 435 of the Code.
February 4, read first. February 5, read second, judiciary.
753. Calloway. For the relief of Ida Deal.
February 4, read first. February 5, read second, local legislation.
754. Thomas. To repeal an act declaring Jas. H. Harris a citizen of Lee county.
February 5, read first. February 7, read second, counties and county boundaries. February 15, passed. March 1, passed Senate, signed, approved.

755. Donoho. To amend an act in regard to the criminal jurisdiction of justices of the peace.
February 5, read first. February 7, read second, local legislation.
756. Martin. To amend an act in relation to the trials of misdemeanors in Tuscaloosa.
February 5, read first. February 7, read second, judiciary. February 10, passed.
757. Martin. Liquor prohibition, Landersville.
February 3, read first. February 7, read second, temperance. February 10, passed.
758. Sharit. To regulate the weighing of cotton in Jefferson county.
February 5, read first. February 7, read second, judiciary. February 22, agriculture. February 26, passed.
759. Nelson. To amend section 1, of the game law as to Dallas county.
February 5, read first. February 7, read second, February 14, passed. March 1, amended and passed, concurred in, signed, approved.
760. Dawson. Liquor prohibition, Grace's Church, Dallas county.
February 5, read first. February 7, read second, temperance.
761. Robinson of Conecuh. Liquor prohibition, beat 1, Conecuh county.
February 5, read first. February 7, read second, temperance. February 10, passed.
762. Beck. Liquor prohibition in Pine Apple beat.
February 5, read first. February 7, read second, temperance.
763. Same. To confer additional jurisdiction on the county court of Wilcox county.
February 5, read first. February 7, read second, local legislation. February 11, passed. February 22, passed Senate. February 23, signed, approved.
764. White. For the relief of officers of court of Barbour county.
February 5, read first. February 7, read second, accounts and claims. February 26, lost.
765. Powell. To amend section 1526 of the Code.
February 5, read first. February 7, read second, judiciary.

766. Price. To provide for repairs of the Medical College of Alabama.
February 5, read first. February 7, read second, appropriations.
767. Floyd. To amend section 4205 of the Code.
February 5, read first. February 7, read second, temperance.
768. Long. To establish a separate school district in Pleasant Hill, Walker county.
February 5, read first. February 7, read second, education. February 26, passed.
769. Sowell. For the relief of John Morrill.
February 5, read first. February 7, read second, privileges and elections. February 26, passed.
770. Bradford. Liquor prohibition, Jefferson beat, Marengo county.
February 5, read first. February 7, read second, temperance.
771. Walker of Montgomery. To amend section 4205 of the Code.
February 5, read first. February 7, read second, temperance.
772. Sheldon. To amend section 4230 of the Code.
February 5, read first. February 7, read second, judiciary. February 25, passed.
773. Owens. Liquor prohibition, Rocky Mount, Crenshaw county.
February 5, read first. February 7, read second, temperance.
774. Clark. To authorize Eutaw to issue bonds, &c.
February 5, read first. February 7, read second, corporations. February 18, passed. February 25, passed Senate. February 26, signed. February 28, approved.
775. Same. To amend section 1598 of the Code.
February 5, read first. February 7, read second, agriculture. February 11, lost, reconsidered, amended and passed.
776. Calloway. Liquor prohibition, Dale county.
February 7, read first. February 8, read second, temperance. February 10, amended and passed. February 25, passed Senate, concurred in. February 26, signed, approved.

777. Sanders. To repeal article 3, chapter 6, title 2, part 1, of Code.
February 7, read first. February 8, read second, education.
778. Glover. Liquor prohibition, Womack Hill Church, Choctaw county.
February 7, read first. February 8, read second, temperance.
779. Nelson. Stock law, for portion of Dallas county.
February 7, read first. February 8, read second, agriculture. February 25, passed.
780. Newsom. To consolidate townships 21 and 22, range 5, in Clay county.
February 7, read first. February 8, read second, education.
781. Milner. To repeal liquor law, for Guntersville.
February 7, read first. February 8, read second, temperance.
782. Sharit. Liquor prohibition, Arnold's Chapel, Jefferson county.
February 7, read first. February 8, read second, temperance.
783. Sharit. To amend section 5034 of Code.
February 7, read first. February 8, read second, fees and salaries. February 19, passed.
784. Kent. To amend section 4724 of Code.
February 7, read first. February 8, read second, judiciary.
- 784½. Langdon. For prevention of cruelty to animals.
February 7, read first. February 8, read second, agriculture.
785. Kent. Liquor prohibition, Ruhama Baptist Church, Jefferson county.
February 7, read first. February 8, read second, temperance.
786. Kent. Liquor prohibition in Smithville Baptist Church.
February 7, read first. February 8, read second, temperance.
787. Austill. Declaring wanton injury to saw logs a felony.
February 7, read first. February 8, read second, agriculture.
788. Skeggs. To change boundary line between Morgan and Cullman.

- February 7, read first. February 8, read second, counties and county boundaries.
789. Same. To require inquests to be held over convicts who die outside of penitentiary.
February 7, read first. February 8, read second, judiciary.
790. Skeggs. To amend section 380 of Code.
February 7, read first. February 8, read second, ways and means. February 22, substitute adopted and passed.
791. Bradford. To amend act for relief of maimed soldiers.
February 7, read first. February 8, read second, military.
792. Heacock. Local option liquor law for Talladega county.
February 7, read first. February 8, read second, temperance. February 16, passed. February 23, signed. February 24, approved.
793. Owens. Declaring Patsiliga river a lawful fence.
February 7, read first. February 8, read second, local legislation.
794. Beck. Authorizing courts of county commissioners to apportion road hands.
February 6, read first. February 8, read second, public roads and highways. February 17, passed.
795. Camp. To authorize the people of Marion county to vote on locating county seat.
February 7, read first. February 8, read second, local legislation. February 11, passed. February 24, passed Senate. February 25, signed. February 26, approved.
796. Beck. To amend section 2827 of Code.
February 7, read first. February 8, read second, judiciary.
797. Beard. Liquor prohibition at Oak Ridge and Pine Grove Churches, Pickens county.
February 7, read first. February 8, read second, temperance. February 21, see number 506.
798. Johnson of Autauga. Liquor prohibition, beats 1, 2 and 3, Autauga county.
February 7, read first. February 8, read second, temperance. February 9, passed.
799. Glover. To require auctioneers to take out license.

- February 7, read first. February 8, read second, ways and means.
800. Welborn. To amend section 3348 of Code.
February 7, read first. February 8, read second, judiciary.
801. Hogue. To amend section 4640 of Code.
February 8, read first. February 9, read second, judiciary.
802. Betts. To amend section 390 of Code.
February 8, read first. February 9, read second, ways and means.
803. Same. To authorize superintendents of education of Madison and Limestone counties to establish school districts.
February 8, read first. February 9, read second, education.
804. Same. To amend section 1303 of Code.
February 8, read first. February 9 read second, education.
805. Same. To amend section 3473 of Code.
February 8, read first. February 9, read second, judiciary.
806. Betts. To change the mode of appointing tax assessors.
February 8, read first. February 9, read second, ways and means.
807. Wilson of Chambers. To authorize constables of beat 8, Chambers county, to perform certain duties.
February 8, read first. February 9, read second, judiciary. February 26, passed.
808. Glover. To allow probate judges commissions in certain cases.
February 8, read first. February 9, read second, ways and means.
809. Underwood. To regulate assessment of property.
February 8, read first. February 9, read second, ways and means.
810. Sheldon. To require notice to defendants in garnishment cases.
February 8, read first. February 10, read second, judiciary. February 19, passed.
811. Watts. To authorize the Governor to purchase certain real estate near capitol.

- February 8, read first. February 9, read second, public buildings and institutions.
812. Cunningham. To define who shall prescribe liquor for medical purposes.
February 8, read first. February 9, read second, temperance.
813. Owens. To protect persons who make advances.
February 8, read first. February 9, read second, judiciary.
814. Owens. To protect citizens of Crenshaw against operation of certain stock law.
February 8, read first. February 9, read second, agriculture.
815. Hammond. To amend liquor law, of Carmel Church, Cherokee county.
February 8, read first. February 9, read second, temperance.
816. Same. To amend act in regard certain lots in cemetery at Gadsden.
February 8, read first. February 9, read second, local legislation. February 26, passed.
817. Brown of Tuskaloosa. Liquor prohibition, Coaling Station, Tuskaloosa county.
February 8, read first. February 9, read second, temperance. February 10, amended and passed.
818. Collier. To amend section 1528 and 1529 of Code.
February 8, read first. February 9, read second, special committee.
819. Same. To repeal section 1534 of Code.
February 8, read first. February 9, read second, special committee.
820. Brown of Tuskaloosa. To amend subdivision 14 of section 73 of Code.
February 8, read first. February 9, read second, ways and means.
821. Foster. Liquor prohibition, Macon county.
February 8, read first. February 9, read second, temperance. February 10, passed. February 25, amended and passed Senate. February 26, signed, approved.
822. Mason. To amend section 1601 of Code.
February 8, read first. February 9, read second, judiciary.

- 823. Renfro. To extend criminal jurisdiction of justices, &c., in Montgomery county.
February 8, read first. February 9, read second, judiciary.
- 824. Renfro. To fix a penalty for failure to list property.
February 8, read first. February 9, read second, ways and means.
- 825. Johnson of Blount. To amend section 5009 of Code.
February 8, read first. February 9, read second, judiciary.
- 826. Vaught. To change mode of appointing tax collectors.
February 9, read first. February 10, read second, ways and means.
- 827. Newson. Local option law for Clay county.
February 9, read first. February 10, read second, privileges and elections. February 26, passed.
- 828. Milner. To authorize filing and recording of certain conveyances.
February 9, read first. February 10, read second, judiciary.
- 829. Same. For relief of J. N. Mathena.
February 9, read first. February 10, read second, judiciary.
- 830. Gilmore. To amend section 5047 of Code.
February 9, read first. February 10, read second, fees and salaries.
- 831. Wright of Butler. Liquor prohibition in the State.
February 9, read first. February 10, read second, temperance.
- 832. Beck. To require persons selling merchandise on boats to take out license.
February 9, read first. February 10, read second, commerce and common carriers.
- 833. Watts. For relief of Robert Parker.
February 9, read first. February 10, read second, accounts and claims.
- 834. Foster. Regulate transactions between cotton factors.
February 9, read first. February 10, read second, commerce and common carriers.
- 835. Wilson of Shelby. Authorize probate judges to confirm sales made by guardians.
February 9, read first. February 10, read second, judiciary.

836. Price. To authorize payment of expenses to circuit judges and chancellors.
February 9, read first. February 10, read second, judiciary.
837. Same. To refund to John R. Dickens \$600.
February 9, read first. February 10, read second, appropriations.
838. Camp. To amend section 907 of Code.
February 9, read first. February 10, read second, judiciary. February 26, substitute reported, tabled.
839. Lanier. To amend section 1632 of Code.
February 9, read first. February 10, read second, public roads and highways. February 17, lost.
840. Beard. To increase criminal jurisdiction of justices.
February 9, read first. February 10, read second, judiciary.
841. Bowdon. To amend act to incorporate Columbia.
February 9, read first. February 10, read second, corporations. February 21, passed. March 1, passed Senate, signed, approved.
842. Nelson. To amend the act for relief of Bedford and Hamilton.
February 9, read first. February 10, read second, ways and means. February 26, passed.
843. Same. To authorize agreement with A. W. Jones, &c.
February 9, read first. February 10, read second, judiciary.
844. Tyson. Liquor prohibition, Ft. Deposit.
February 9, read first. February 10, read second, temperance.
845. Austill. To authorize the Governor to issue certain bonds.
February 9, read first. February 10, read second, appropriations.
846. Same. To authorize tax collectors to appoint deputies.
February 9, read first. February 10, read second, ways and means.
847. Betts. For employment of convict labor in Madison county.
February 9, read first. February 10, read second, local legislation. February 11, passed.
848. Brown of Tuskaloosa. To amend section 1295 of Code.

- February 9, read first. February 10, read second, public buildings and institutions. February 15, passed.
849. McCullough. To exempt narrow gauge railroads from taxation.
February 9, read first. February 10, read second, commerce and common carriers.
850. Sheldon. To appropriate \$20.40 for relief of R. E. Jones.
February 10, read first. February 11, read second, appropriations.
851. Renfro. To establish a public steam ferry near Montgomery.
February 10, read first. February 11, read second, special committee. February 22, passed. March 1, passed Senate, signed, approved.
852. Same. To regulate trial of persons charged with violation of section 1454 of Code.
February 10, read first. February 11, read second, judiciary.
853. Austill. To amend section 1 of an act authorizing marine insurance companies to reduce their capital stock.
February 10, read first. February 11, read second, judiciary. February 21, passed. March 1, signed, approved.
854. Watts. To amend section 4445 of Code.
February 10, read first. February 11, read second, judiciary.
855. Camp. To establish a separate school district in Marion county.
February 10, read first. February 11, read second, education. February 26, passed.
856. Newsom. To change the line between the counties of Clay and Cleburne.
February 10, read first. February 11, read second, counties and county boundaries.
857. Morrisette. Liquor prohibition in Beat 14, Wilcox county.
February 10, read first. February 11, read second, temperance.
858. Floyd. To repeal an act amending section 5030 of the Code.
February 10, read first. February 13, read second, fees and salaries.

859. Owens. To amend section 4721 of Code.
February 10, read first. February 11, read second,
judiciary.
860. Same. To allow sheriffs of the State compensation for
necessary fuel for jails.
February 10, read first. February 11, read second,
public buildings and institutions. February 19, passed.
861. Avery. Liquor prohibition in certain portions of Hale
county.
February 10, read first. February 11, read second,
temperance. February 16, passed.
862. Bulger. Liquor prohibition, Walnut Hill Academy,
Tallapoosa county.
February 10, read first. February 11, read second,
temperance.
863. Same. To authorize Tallapoosa county to compromise
its indebtedness.
February 10, read first. February 11, read second,
appropriations. February 18, passed.
864. Underwood. To authorize Tuscumbia to tax certain
occupations.
February 10, read first. February 11, read second,
local legislation. February 14, passed.
865. Cowart. To amend section 1544 of Code, as to Pike,
Butler and Coffee counties.
February 10, read first. February 11, read second,
temperance.
866. Avery. To amend section 1 of an act to establish the
Canebrake Agricultural District.
February 10, read first. February 11, read second,
agriculture. February 18, passed.
867. Glover. To amend subdivisions 2 and 3 of section 494
of the Code.
February 11, read first. February 12, read second,
ways and means.
868. Glover. To require traders on steamboats to take out
license.
February 11, read first. February 12, read second,
ways and means. February 19, passed.
869. Same. To amend section 429 of Code.
February 11, read first. February 12, read second,
ways and means.
870. Lary. To authorize confirmation of certain land titles
in Elmore county.

- February 11, read first. February 12, read second, accounts and claims.
871. Beck. Liquor prohibition, Boiling Springs Beat, Wilcox county.
February 11, read first. February 12, read second, temperance.
872. Same. Liquor prohibition, Pine Hill Methodist Church, Wilcox county.
February 11, read first. February 12, read second, temperance.
873. Floyd. Liquor prohibition, Oak Level Academy, Cleburne county.
February 11, read first. February 12, read second, temperance. February 21, substituted with 506.
874. Owens. To allow Supreme Court to employ Assistant Reporter.
February 11, read first. February 12, read second, judiciary.
875. Calhoun. To amend section 15 of an act relating to lands sold for taxes.
February 11, read first. February 12, read second, ways and means. February 17, substitute 875 and 643 reported. February 18, substitute adopted and passed. (See H. R. 643).
876. Same. Liquor prohibition, near Richmond Methodist Church.
February 11, read first. February 12, read second, temperance.
877. Maddox. To regulate the sale of liquors in Alabama.
February 11, read first. February 12, read second, temperance.
878. Johnson of Autauga. To amend an act to regulate the times of holding courts in fifth judicial circuit.
February 11, read first. February 12, read second, judiciary. February 26, passed.
879. Austill. To amend section 2 of an act to incorporate the Mobile and Spring Hill Railroad Company, approved February 23, 1860.
February 11, read first. February 12, read second, public roads and highways. February 17, passed.
880. Sheldon. To regulate fees of justices and constables.
February 11, read first. February 12, read second, judiciary. February 22, fees and salaries.

881. Davidson. To protect those who can not write, in the execution of certain papers.
February 11, read first. February 12, read second, agriculture. February 25, passed; reconsidered and tabled.
882. White. To reimburse Young Men's Christian Association for use of Hall.
February 11, read first. February 12, read second, accounts and claims. February 26, passed.
883. Grayson. To provide compensation of overseers of public roads.
February 11, read first. February 12, read second, public roads and highways. February 21, passed.
884. Lary. To authorize the Governor to examine and liquidate claims of J. R. Powell and others.
February 11, read first. February 12, read second, accounts and claims. February 17, report favorable. February 19, passed.
885. Robinson of Conecuh. To authorize township superintendent of township 4, range 13, Conecuh county, to sell certain lands.
February 11, read first. February 12, read second, local legislation. February 14, passed. March 1, passed Senate, signed, approved.
886. Walker of Montgomery. To amend sections 15 and 16 of an act amending the charter of Montgomery.
February 11, read first. February 12, read second, corporations. February 26, passed. March 1, amended and passed Senate. March 1, concurred in, signed, approved.
887. Same. To amend section 2 of an act to regulate the election of municipal officers of Montgomery.
February 11, read first. February 12, read second, corporations. February 19, passed. March 1, passed Senate, signed, approved.
888. Austill. To authorize and require the turning over of certain property to the Port of Mobile.
February 11, read first. February 12, read second, corporations.
889. Johnson of Autauga. To amend the act increasing the criminal jurisdiction of justices, in certain counties.
February 11, read first. February 12, read second, judiciary. February 15, local legislation. February 26, adverse, bill and report tabled.

890. Betts. To amend section 494 of the Code.
February 11, read first. February 12, read second,
judiciary.
891. Mason. To amend section 443 of the Code.
February 11, read first. February 12, read second,
judiciary.
892. Nolen. To allow disabled soldiers to peddle without
license.
February 12, read first. February 14, read second,
ways and means. February 22, substitute adopted
and passed.
893. Lary. To tax the Pullman Palace Car Companies.
February 12, read first. February 14, read second,
judiciary. February 22, ways and means. February
25, substitute adopted and passed.
894. Walker of Montgomery. To prohibit the use of India
rubber slings.
February 12, read first. February 14, read second,
judiciary.
895. Donoho. To amend an act to amend the corporation
laws of Alabama.
February 12, read first. February 14, read second,
corporations.
896. Betts. To protect mocking birds.
February 12, read first. February 14, read second.
game laws. February 25, lost.
897. Brown of Russell. Liquor prohibition, beat 3, Russell
county.
February 12, read first. February 14, read second,
temperance. February 25, substitute adopted and
passed. March 1, passed Senate, signed, approved.
898. Brewer. To regulate the manner and declare the
effect of signing of official bonds.
February 12, read first. February 14, read second,
judiciary. February 22, amended and passed.
899. Brassfield. Liquor prohibition, Sardis Church, Greene
county.
February 12, read first. February 14, read second,
temperance. February 21, substituted with 506.
900. Cleveland. To authorize the commissioners court of
Clarke county to settle with Seth J. Parker.
February 12, read first. February 14, read second,
local legislation. February 25, passed. February 28,
passed Senate, signed. March 1, approved.

901. Owens. To amend subdivision 17 of section 494 of the Code.
February 12, read first. February 14, read second, judiciary. February 22, fees and salaries.
902. Bradford. To amend section 5038 of the Code.
February 12, read first. February 14, read second, judiciary. February 22, fees and salaries.
903. White. To repeal an act to amend an act in relation to the time of holding courts in the 3d circuit.
February 12, read first. February 14, read second, judiciary. February 26, passed.
904. Betts. To repeal section 499 of the Code.
February 12, read first. February 14, read second, special committee.
905. Betts. To amend an act to incorporate the Northern Bank of Alabama.
February 12, read first. February 14, read second, corporations. February 21, passed. February 24, passed Senate. February 25, signed. February 26, approved.
906. Brewer. To change the mode of assessing property.
February 12, read first. February 14, read second, ways and means. February 23, lost.
907. Same. To amend section 429 of the Code.
February 12, read first. February 14, read second, ways and means. February 22, substitute adopted and passed. February 26, passed Senate. February 28, signed. February 28, approved.
908. Floyd. To incorporate Chulafinnee.
February 12, read first. February 14, read second, corporations. February 21, passed. March 1, passed Senate, signed, approved.
909. Beck. Liquor prohibition in Camden beat, Wilcox county.
February 12, read first. February 14, read second, corporations.
910. Brooks of Macon. To provide for the appointment of two inspectors.
February 14, read first. February 15, read second, penitentiary.
911. Pickens. To amend an act to incorporate Courtland.
February 14, read first. February 15, read second, corporations.

912. Wimberly. To authorize S. B. Stevens to peddle with-
out license.
February 14, read first. February 15, read second,
local legislation.
913. Morrisette. To punish drunkenness in Lower Peach
Tree beat, Wilcox county.
February 14, read first. February 15, read second,
temperance.
914. Beard. Liquor prohibition, Sardis Church, Pickens
county.
February 14, read first. February 15, read second,
temperance.
915. Same. To amend section 4450 of the Code.
February 14, read first. February 15, read second,
fees and salaries.
916. Donoho. For the protection of persons who gin cotton
for toll.
February 14, read first. February 15, read second,
local legislation.
917. Lanier. To repeal section 779 of the Code.
February 14, read first. February 15, read second,
judiciary.
918. Johnson of Blount. To authorize the commissioners
courts to establish stock districts.
February 14, read first. February 15, read second,
agriculture.
919. Hammond. Liquor prohibition, Weaver's Station,
Calloun county.
February 14, read first. February 15, read second,
temperance.
920. Collier. To amend section 4554 of the Code.
February 14, read first. February 15, read second,
penitentiary.
921. Same. To amend section 4533 of the Code.
February 14, read first. February 15, read second,
penitentiary.
922. Sharit. To protect coal miners.
February 14, read first. February 15, read second,
mining and manufacturing.
923. Vaught. To provide for disposal of funds arising from
liquor licenses.
February 14, read first. February 15, read second,
local legislation.
924. Caffee. To incorporate Bibb Iron Furnace.

- February 14, read first. February 15, read second, corporations. February 26, passed.
925. Brooks of Macon. To amend section 4450 of Code. February 14, read first. February 15, read second, judiciary.
926. Kirkland. Liquor prohibition, Philadelphia Baptist church, Fayette county. February 14, read first. February 15, read second, temperance.
927. Skeggs. For the releif of A. B. Erwin. February 14, read first. February 15, read second, ways and means.
928. Floyd. To repeal an act adding a portion of Cleburne to Talladega county. February 14, read first. February 15, read second, counties and county boundaries.
929. Maddox. To incorporate the Springville Presbyterian church. February 14, read first. February 15, read second, corporations. February 23, passed.
930. Price. To amend subdivision 6 of section 362 of the Code. February 14, read first. February 15, read second, ways and means. February 23, substitute adopted and passed. February 23, notice of reconsideration. February 26, reconsidered, amended and passed. February 28, amended and passed Senate, concurred in. March 1, signed, approved.
931. Price. To amend section 496 of the Code. February 14, read first. February 15, read second, temperance.
932. Same. To incorporate Fowl River Navigation Company. February 14, read second, corporations. February 26, amended and passed.
933. Glover. To regulate sentencing of persons to hard labor for payment of costs. February 15, read first. February 16, read second, judiciary.
934. Heacock. To authorize M. J. Adair to execute deed to certain land. February 15, read first. February 16, read second, local legislation.

935. Owens. To protect persons who purchase commercial fertilizers.
February 15, read first. February 16, read second, agriculture.
936. Floyd. To prohibit the sale of Liquor in — beat, Geneva county.
February 15, read first February 16, read second, temperance.
937. Sharit. To protect persons owning lands adjoining coal mines.
February 15, read first. February 16, read second, mining and manufacturing February 26, passed.
938. Pickens. To authorize county superintendent of Lawrence county to sell certain school property.
February 15, read first. February 16, read second, education.
939. Bankhead. To authorize Bartow McAdams to peddle without license.
February 15, read first. February 16, read second, ways and means.
940. Same. To amend section 4769 of the Code.
February 15, read first. February 16, read second, judiciary.
941. Brooks of Covington. Liquor prohibition, Rose Hill, Covington county.
February 15, read first. February 16, read second, temperance.
942. Cleveland. To amend section 435 of the Code.
February 15, read first. February 16, read second, judiciary. February 22, ways and means.
943. Bulger. To amend an act to amend section 4169 of the Code.
February 15, read first. February 16, read second, judiciary. February 17, passed. February 22, passed Senate. February 23, signed. February 24, approved.
944. Wilson of Chambers. To require claims against fine and forfeiture in Chambers county to be paid as registered.
945. Agnew. To authorize James D. Parnel, to establish a
February 16, read first. February 17, read second, public roads and highways.
946. Lary. To regulate the hiring of persons convicted of felonies.
February 16, read first. February 17, read second, penitentiary.

947. Lary. To regulate hiring county convicts.
February 16, read first. February 17, read second,
penitentiary.
948. Mason. Liquor prohibition, Union and New Hope
churches.
February 16, read first. February 17, read second,
temperance.
949. Beck. To prohibit the sale of liquors in Bonham's
Beat, Wilcox county.
February 16, read first. February 17, read second,
temperance.
950. Dement. Liquor prohibition, Limestone county.
February 16, read first. February 17, read second,
temperance.
February 19, amended and passed. February 23,
passed Senate. February 24, signed. February 26,
approved.
951. Robinson of Jackson. To enable non-resident married
women to provide for disposing of their property.
February 16, read first. February 17, read second,
judiciary.
952. Beard. Liquor prohibition in Pickens county.
February 17, read first. February 18, read second,
temperance.
953. Armstrong. To incorporate fire company, Citizens
Number 2, Union Springs.
February 17, read first. February 18, read second,
corporations. February 26, passed. March 1, passed
Senate. signed, approved.
954. Brooks of Macon. To change line between Macon
and Tallapoosa counties.
February 17, read first. February 18, read second,
counties and county boundaries.
955. Bradford. To require officers of steam boats to take
receipts for freight, &c.
February 17, read first. February 18, read second,
commerce and common carriers. February 25, passed.
956. Walker of Marengo. To authorize commissioners court
of Marengo to establish or abolish stock districts.
February 17, read first. February 18, read second,
agriculture. February 22, amended and passed.
February 26, amended and passed Senate, concurred
in. February 28, signed, approved.

957. Milner. To repeal laws regulating publication of legal notices in Marshall county.
February 17, read first. February 18, read second, local legislation.
958. Beck. To require county convicts to be kept in Wilcox county.
February 17, read first. February 18, read second, penitentiary.
959. Kent. Liquor prohibition, Crumley's Chapel.
February 17, read first. February 18, read second, temperance.
960. Nelson. To amend an act amending the charter of Selma.
February 17, read first. February 18, read second, corporations. February 19, passed. February 28, passed Senate, signed. March 1, approved.
961. Morrisette. To fix the salaries of the Supreme Court Judges.
February 17, read first. February 18, read second, fees and salaries, reported favorable. February 22, lost.
962. Langdon. To organize a system of public instruction.
February 17, read first. February 18, read second, education. February 19, report favorable. February 22, made special order for to-morrow. February 23, amended and tabled. February 26, taken from table, substitute adopted and passed. March 1, passed Senate, signed, approved.
- 962½. Vaught. To amend the liquor law of Stevenson.
February 17, read first. February 18, read second, temperance.
963. Same. For the relief of Wm. M. Grider.
February 17, read first. February 18, read second, appropriations.
964. Avery. To amend section 361 of the Code.
February 17, read first. February 18, read second, ways and means.
965. Nelson. To establish a separate district in Dallas county.
February 17, read first. February 18, read second, temperance. February 25, passed.
966. Brewer. To repeal an act relating to lands sold for taxes.

- February 17, read first. February 18, read second, ways and means. February 22, amended and passed.
967. Nowlin. To amend section 831 of the Code, as to Etowah county.
February 17, read first. February 18, read second, local legislation. February 25, passed. March 1, passed Senate, signed, approved.
968. Same. To punish for fraudulently obtaining credit.
February 17, read first. February 18, read second, judiciary.
969. Watts. To authorize garnishments for taxes.
February 17, read first. February 18, read second, judiciary.
970. Watts. To amend section 2800 of the Code.
February 17, read first. February 18, read second, judiciary. February 21, passed. February 26, passed Senate, signed. February 28, approved.
971. Price. To carry into effect an act to regulate the sale of swamp and overflowed lands.
February 18, read first. February 19, read second, judiciary.
972. Slaughter. For the relief of occupants of certain lands.
February 18, read first. February 19, read second, accounts and claims. February 26, amended and passed.
973. Kent. To amend section 5 of an act to regulate the trials for misdemeanors in Tuskaloosa and other counties.
February 18, read first. February 19, read second, special committee. February 21, passed. March 1, passed Senate, signed, approved.
974. Langdon. For the relief of the Columbus Fire Insurance and Banking Company.
February 18, read first. February 19, read second, ways and means.
975. Wilson of Chambers. To legalize the marriage between Daniel T. Green and Rebecca Ann Wester.
February 18, read first. February 19, read second, judiciary.
976. Skeggs. To provide for the manner of polling votes at elections.
February 19, read first. February 21, read second, privileges and elections.
977. Nelson. For the relief of George R. Mason.

- February 19, read first. February 21, read second, accounts and claims.
978. Walker of Montgomery. To incorporate the Houston Memorial Association.
February 19, read first. February 21, read second, corporations.
979. Beck. To amend section 5 of an act to establish a Board of Revenue for Wilcox county.
February 21, read first. February 22, read second, judiciary.
980. Same. To require the Board of Revenue of Wilcox county to pay interest on claims.
February 21, read first. February 22, read second, ways and means.
981. Morrisette. For the relief of certain liquor dealers who hold license for 1881.
February 21, read first. February 22, read second, special committee, report favorable. February 23, pending.
982. Armstrong. To provide compensation to owners of property stolen.
February 21, read first. February 22, read second, judiciary.
983. Same. To permit the sale of liquor at Fitzpatrick's, Bullock county.
February 21, read first. February 22, read second, temperance.
984. Price. To authorize the owners of dogs to take out a license.
February 21, read first. February 22, read second, special committee. February 23, passed.
985. White. To regulate convict labor for Barbour county.
February 21, read first. February 22, read second, penitentiary.
986. Clark. To amend the charter of Eutaw so as to allow the licensing of auctioneers.
February 21, read first. February 22, read second, corporations. February 23, special committee, passed. March 1, passed Senate, signed, approved.
987. Foster. To re-arrange the Southern, Eastern and Northern Chancery Divisions.
February 21, read first. February 22, read second, judiciary. February 26, substitute adopted and passed.

988. Walker of Montgomery. To fix the passenger rates on railroads,
February 21, read first. February 22, read second, commerce and common carriers.
989. Price. For appointment of Commissioners of revenue. February 21, read first. February 22, read second, special committee. February 26, tabled.
990. Foster. To Make appropriation to pay chancellor of northern chancery division.
February 22, read first. February 23, read second, fees and salaries. February 25, passed.
991. Walker of Montgomery. Explanatory of an act relating to lands sold for taxes.
February 22, read first. February 23, read second, ways and means.
992. Same. To repeal act to regulate practice in city court of Montgomery.
February 22, read first. February 23, read second, judiciary.
993. Glover. To repeal section 4202 of Code, as to Butler and Choctaw counties.
February 22, read first. February 23, read second, temperance. February 26, passed.
994. Walker of Montgomery. To temporarily increase salaries of judges of supreme court.
February 22, read first. February 23, read second, judiciary. February 25, passed. February 28, passed Senate. March 1, signed, approved.
995. Underwood. Relief of W. D. Harris of Colbert county.
February 26, read first.

DOCKET OF SENATE BILLS,

GIVING ABSTRACT OF TITLE, NUMBER, AND THE DIFFERENT ACTIONS
OF THE HOUSE ON SAME.

1. To amend section 31, article 3, of school law.
November 19, read first. November 20, read second,
education.
3. To prevent destruction of fish in Bullock county.
November 17, read first. November 18, read second,
local legislation. November 30, passed. December
3, signed.
5. Liquor prohibition, Rocky Springs, Lee county.
November 17, read first. November 18, read second,
temperance. November 26, passed. December 2,
signed.
8. To provide for incorporation of banks of discount and
deposit.
November 19, read first. November 20, read second,
corporations. December 7, passed. December 8,
signed.
9. To amend sections 8, 9, and 14 of an act to establish
inferior court for Mobile.
November 30, read first. December 1, read second,
judiciary.
10. Liquor prohibition, McKinley Church, Marengo county.
November 17, read first. November 18, read second,
temperance. December 26, passed. December 2,
signed.
11. To amend section 3259 of the Code.
November 17, read first. November 18, read second,
judiciary.
12. To prevent persons getting on and off trains while in
motion.
November 19, read first. November 20, read second,
commerce and common carriers.

13. To amend an act to incorporate Mining Company.
November 18, read first. November 19, read second,
judiciary. December 2, passed. December 4, signed.
14. To authorize corporations formed for mining, &c., to
enlarge business.
November 19, read first. November 20, read second,
corporations. November 24, passed. December 2,
signed.
19. To establish a new charter for Evergreen.
November 20, read first. November 22, read second,
corporations. December 7, amended and passed. De-
cember 8, concurred in. February 4, signed.
20. To more effectually secure competent jurors.
February 10, read first. February 11, read second,
judiciary. February 19, considered. February 21,
tabled.
22. To limit jurisdiction of justices in Bullock county.
November 19, read first. November 20, read second,
judiciary.
24. To provide for a solicitor for Montgomery county.
November 17, read first. November 18, read second,
judiciary. November 27, majority and minority re-
ports, bill lost.
29. To make owners, in trials of malicious mischief, com-
petent witnesses.
November 20, read first. November 22, read second,
judiciary. December 6, passed. December 8, signed.
30. To provide for payment of fees of State witnesses in
criminal cases.
December 1, read first. December 2, read second,
judiciary.
31. To amend section 4343 of Code.
December 1, read first. December 2, read second,
fees and salaries.
32. To amend section 1817 of Code.
November 29, read first. November 30, read second,
corporations. February 9, amended and passed. Feb-
ruary 10, concurred in. February 11, signed.
35. To secure humane treatment of prisoners.
November 30, read first. December 1, read second,
judiciary. December 3, passed. December 6, signed.
38. To amend an act for the protection of planters in cer-
tain counties.
November 22, read first. November 23, read second,

- agriculture. November 29, passed. December 2, signed.
39. To repeal game law, as to Choctaw and Washington counties.
November 22, read first. November 27, read second, game law. February 15, passed. February 17, signed.
45. To punish tramps.
February 7, read first. February 9, read second, judiciary. March 1, substitute adopted and passed, signed.
46. To amend section 2418 of Code.
November 19, read first. November 20, read second, judiciary. December 6, passed. December 8, signed.
47. To allow married woman, or guardian, to claim exemption when husband absconds.
February 8, read first. February 9, read second, judiciary. February 28, passed. March 1, signed.
48. To prohibit purchase or sale of loose cotton in Mobile, in certain cases.
November 19, read first. November 20, read second, judiciary. December 6, amended and passed. December 7, concurred in. December 8, signed.
51. To amend section 4109 of Code.
November 23, read first. November 24, read second, judiciary. December —, report favorable. February 12, amended and passed. February 16, Senate amends. February 17, House concurs. February 19, signed.
52. To repeal an act providing for additional term of circuit court of Madison county.
November 19, read first. November 20, read second, counties and county boundaries. December 3, amended and passed. December 6, Senate concurs, signed.
54. To amend section 1756 of Code.
December 2, read first. December 3, read second, commerce and common carriers. December 7, report favorable. February 19, special order for 23d instant. February 28, tabled.
55. To amend section 1759 of Code.
December 2, read first. December 3, read second, commerce and common carriers. December 7, report favorable. February 19, special order for 23d instant. February 28, tabled.
56. To amend section 1760 of Code.
December 2, read first. December 3, read second, commerce and common carriers. December 7, report

- favorable. February 19, special order for 23d instant. February 28, tabled.
57. To amend section 1762 of Code.
December 2, read first. December 3, read second, commerce and common carriers. December 7, report favorable. February 19, special order for 23d instant. February 28, tabled.
 58. To amend an act fixing times, &c., of holding court in southern chancery division.
November 19, read first. November 20, read second, judiciary. December 6, passed. December 8, signed.
 59. To amend sections 1206 and 1211 of the Code.
November 19, read first. November 20, read second, corporations. November 24, passed. December 2, signed.
 60. To repeal the liquor law of Glenville.
November 19, read first. November 20, read second, temperance. November 26, passed. December 2, signed.
 61. To repeal an act to repeal section 1374 of the Code as far as it relates to Russell county.
November 19, read first. November 20, read second, local legislation. December 2, passed. December 4, signed.
 62. To amend section 4359 of the Code.
November 19, read first. November 20, read second, judiciary.
 64. To authorize private corporations to change the number of directors.
November 19, read first. November 20, read second, corporations. November 24, passed. December 2, signed.
 67. To incorporate the West Point M. Co.
November 27, read first. November 29, read second, corporations. December 3, amended and passed, Senate concurs. December 6, signed.
 73. To repeal an act to regulate the fees of constables in Dallas and Marengo.
November 22, read first. November 23, read second, judiciary. December 6, passed. December 8, signed.
 74. To amend section 3787 of the Code.
November 26, read first. November 27, read second, judiciary. December 6, passed. December 8, signed.
 81. To repeal the liquor law, Rehoboth, Wilcox county.

- November 22, read first. November 23, read second, temperance.
82. To declare Geneva county a separate chancery district. December 2, read first. December 3, read second, judiciary.
83. To regulate the practice of dentistry.
November 29, read first. November 30, read second, ways and means. December 7, report favorable. February 8, amended and passed. February 10, Senate concurs. February 11, signed.
84. To secure the right of appeal to State in certain cases.
November 26, read first. November 27, read second, judiciary. December 6, amended and passed. December 8, Senate concurs, signed.
85. To incorporate the Gulf Coal Company.
February 10, read first. February 11, read second, corporations. February 26, majority and minority reports, amended and passed. February 26, signed.
86. To amend an act to authorize the building of a bridge over Black Warrior at Tuskaloosa.
November 26, read first. November 27, read second, local legislation. November 30, passed. December 3, signed.
87. To amend an act to fix times, &c., of holding courts in the 3d circuit.
November 26, read first. November 27, read second, judiciary. December 6, passed. December 8, signed.
89. To authorize a settlement of the school lands.
February 24, read first. February 25, read second, education.
90. To amend act to authorize the judge of the county court and commissioners of Jackson county to perform certain duties.
November 22, read first. November 23, read second, local legislation. November 30, passed. December 3, signed.
93. To repeal game law, as to Jefferson, Pike and other counties.
November 26, read first. November 27, read second, game law. February 14, passed. February 17, signed.
95. To incorporate W. R. King Female College.
November 23, read first. November 24, read second, corporations. December 7, postponed till 1st Feb-

- ruary. December 8, re-considered and passed. February 1, signed.
96. Liquor prohibition within certain distance of camp meetings.
November 20, read first. November 23, read second, temperance. November 26, amended and passed. November 27, re-considered and passed.
100. To amend section 4188 of Code.
December 8, read first. February 1, read second, judiciary. February 23, passed. February 24, signed.
101. To amend first section of act to amend charter of Mobile Omnibus Co.
November 23, read first. November 24, read second, corporations. December 7, passed. December 8, signed.
103. To provide for payment of costs in suits for divorce.
February 8, read first. February 9, read second, judiciary. March 1, adverse, concurred in.
104. To amend section 2468 of Code.
November 26, read first. November 27, read second, judiciary. March 1, passed, signed.
105. To authorize Troy to compromise its indebtedness.
November 26, read first. November 27, read second, local legislation. November 30, passed. December 3, signed.
106. To amend section 4325 of Code.
December 6, read first. December 7, read second, agriculture. February 11, passed. February 28, signed.
108. To amend sections 1400 and 1401 of Code.
February 25, read first. February 26, read second, special committee. February 28, passed. March 1, signed.
109. To incorporate Opelika Female Institute.
November 23, read first. November 24, read second, corporation. December 7, passed. February 1, signed.
110. To incorporate Dadeville.
November 26, read first. November 27, read second, amended and passed. December 8, Senate concurs, signed.
112. To abolish the county court of Conecuh.
November 30, read first. December 1, read second,

- local legislation. December 7, passed. December 8, signed.
114. To amend section 71 of school law, as to Washington and other counties.
December 2, read first. December 3, read second, education. February 8, amended and passed. February 10, Senate concurs, signed.
115. For preservation of fish in Monroe, Escambia and Baldwin.
November 29, read first. November 30, read second, amended, agriculture. December 7, passed. February 5, signed.
116. Stock law for Wilson and Marengo.
November 30, read first. December 1, read second, agriculture. December 7, passed.
117. To amend section 4203 of Code.
December 8, read first. February 1, read second, judiciary. March 1, passed, signed.
118. To provide a fund for supreme court library.
February 1, read first. February 2, read second, judiciary.
123. For relief of Martin and Clark.
February 21, read first. February 22, read second, local legislation. February 26, passed. February 28, signed.
126. To amend section 213 of Code.
November 27, read first. November 29, read second, judiciary.
129. To repeal all special and local laws for working public roads in Randolph county.
December 1, read first. December 2, read second, public roads and highways. December 8, passed, signed.
130. Liquor prohibition, Centerville.
November 26, read first. November 27, read second, temperance. December 3, passed. December 6, signed.
131. To provide for enforcement of certain judgments.
November 27, read first. November 29, read second, judiciary. December 8, amended and passed, Senate concurs. February 5, signed.
136. To incorporate Gainesville Male Academy.
November 26, read first. November 27, read second, corporations. December 7, amended and passed.

- February 4, House refuses to recede from amendment. February 7, Senate asks for committee of conference. February 8, committee raised. February 25, report concurred in. February 26, signed.
137. To provide for declaration of election of certain officers. February 5, read first. February 7, read second, privileges and elections. February 8, passed. February 10, signed.
138. Liquor prohibition, Ebenezer Church, Lawrence county. November 27, read first. November 29, read second, temperance. December 6, passed. December 7, signed.
142. To allow defendants in criminal cases to make statements. February 10, read first. February 11, read second, judiciary. March 1, tabled.
143. To provide for registration of claims against fine and forfeiture fund of Bibb county. November 30, read first. December 1, read second, accounts and claims. February 14, amended and passed. February 16, Senate concurs, signed.
144. To regulate decision of causes in Supreme court. December 6, read first. December 7, read second, judiciary.
146. To amend act to regulate times, &c., of holding courts in 7th circuit. February 26, read first. February 28, read second, special committee. March 1, substitute adopted and passed, signed.
147. For relief of J. H. Edwards and Martha May. February 12, read first. February 14, read second, judiciary. February 28, amended and passed, Senate concurs. March 1, signed.
148. To repeal section 4 of act to regulate fine and forfeiture fund of certain counties. February 5, read first. February 7, read second, judiciary.
150. To protect occupants of land with growing crops when sold by chancery court. November 30, read first. December 1, read second, judiciary. February 21, amended and passed. February 22, Senate concurs, signed.
153. To better provide for comfort of paupers of Calhoun county.

- February 5, read first. February 7, read second, local legislation. February 22, passed. February 28, signed.
154. To amend section 1763 of Code.
December 2, read first. December 3, read second, corporations. February 9, passed. February 11, signed.
156. To amend act to more effectually provide for payment of jurors.
February 5, read first. February 7, read second, local legislation. February 12, passed. February 15, signed.
158. To make fees of certain officers of Sumter county, for criminal cases, receivable in payment of certain debts, &c.
December 2, read first. December 3, read second, fees and salaries. February 19, report favorable. February 23, passed. February 24, signed.
160. To repeal act laying off Conecuh county into commissioners' districts.
December 2, read first. December 3, read second, local legislation. February 28, passed. March 1, signed.
161. Liquor prohibition at Dayton.
November 30, read first. December 1, read second, temperance. December 2, passed. December 4, signed.
163. To allow executors, &c., to purchase property in certain cases.
December 8, read first. February 1, read second, judiciary. February 28, amended and passed. February 28, concurred in. March 1, signed.
164. To require mortgages of personal property to be in writing.
December 6, read first. December 7, read second, judiciary.
- 165½. Liquor prohibition, Bethel Church, Bibb county.
February 5, read first. February 7, read second, temperance. February 10, passed.
166. Liquor prohibition, Pratt Mines.
February 4, read first. February 5, read second, temperance. February 9, passed. February 11, signed.
170. To prevent circuit solicitors from employing deputies.

- February 5, read first. February 7, read second, judiciary.
171. Liquor prohibition, Loachapoka.
February 5, read first. February 7, read second, temperance. February 10, passed. February 11, signed.
172. To amend section 1768 of Code.
December 8, read first. February 1, read second, corporations. February 9, passed. February 11, signed.
173. To reduce salary of judge of city court of Selma.
February 8, read first. February 9, read second, judiciary. February 21, passed. February 22, signed.
175. To adopt and carry into effect the settlement of debt of Mobile.
December 3, read first. December 4, read second, special committee. December 6, passed. December 7, signed.
176. To provide for the election of the officers of Mobile Police Board.
December 3, read first. December 4, read second, special committee. December 6, passed. December 8, signed.
178. Liquor prohibition, Tabitha church.
February 7, read first. February 8, temperance. March 1, tabled.
179. Liquor prohibition, Pleasant Hill church, Bibb county.
February 5, read first. February 7, read second, temperance. February 10, passed. February 11, signed.
183. For protection of State in matter of fees for feeding prisoners.
February 8, read first. February 9, read second, fees and salaries. February 18, passed. February 21, signed.
190. To repeal liquor law, Jasper, Alabama.
February 5, read first. February 7, read second, temperance. March 1, adverse, concurred in.
193. To amend subdivision *k* of section 5032 of the Code.
February 8, read first. February 9, read second, fees and salaries. February 19, tabled.
196. In relation to depositions in equity cases.
February 10, read first. February 11, read second, judiciary.

197. To amend an act for organization of the militia.
February 14, read first. February 15, read second, military. February 17, report substitue. February 23, substitute adopted and passed. February 25, Senate amends. February 26, house refuses to concur. February 28, Senate recedes and concurs. March 1, signed.
203. To provide for collection of fine and forfeiture fund, of the counties of Butler and Conecuh.
February 15, read first. February 16, read second, local legislation. February 28, passed. March 1, signed.
204. To amend section 290 of the Code.
February 5, read first. February 7, read second, privileges and elections. February 8, passed.. February 10, signed.
205. For the relief of maimed soldiers.
February 17, read first. February 18, read second, military.
206. To amend an act to amend section 1373 of the Code.
December 6, read first. December 8, read second, commerce and common carriers. February 8, amended and passed. February 10, Senate concurs, signed.
207. To regulate business between connecting railroads.
February 15, read first. February 16, read second, commerce and common carriers. February 28, amended and passed. Senate concurs in first, and amends second, House concurs. March 1, signed.
208. To define extortion in railroads.
February 17, read first. February 18, read second, commerce and common carriers.
209. To punish and prevent rebates by railroads.
February 21, read first. February 22, read second, commerce and common carriers.
213. To repeal section 1697 of the Code.
February 22, read first. February 23, read second, commerce and common carriers. February 28, passed. March 1, signed.
214. To repeal section 1698 of the Code.
February 22, read first. February 23, read second, commerce and common carriers. February 28, passed. March 1, signed.
215. To provide for binding the Reports of Supreme Court.

- February 16, read first. February 17, read second, judiciary.
219. To amend and consolidate sections 5049 and 5051 of Code.
February 8, read first. February 9, read second, judiciary. Feb'y 28, passed, reconsidered and tabled.
220. To prevent the dismissal of bill for multifariousness.
February 17, read first. February 18, read second, judiciary. March 1, passed and signed.
223. To amend charter of Auburn.
February 25, read first. February 26, read second, temperance. February 28, passed. March 1, signed.
224. To fix limitation of suits against the heirs of estates.
February 10, read first. February 11, read second, judiciary.
228. To provide mode of procedure in application, &c., in decrees *nunc pro tunc*.
February 12, read first. February 14, read second, March 2, passed, signed.
231. Memorial to Congress on granting lands to Tennessee and Warrior railroad.
December 3, received. December 4, adopted. December 6, signed.
233. To amend charter of Gainesville.
February 5, read first. February 7, read second, corporations. February 28, passed. March 1, signed.
239. To refund money to Josiah Morris & Co.
February 16, read first. February 17, read second, accounts and claims. February 28, tabled.
244. To establish an inferior court for Cullman county.
February 17, read first. February 18, read second, judiciary. February 28, amended and passed, Senate concurs. March 1, signed.
250. To require criminal docket of circuit court of Madison county to be taken up on Monday.
February 17, read first. February 18, read second, judiciary. February 28, passed. March 1, signed.
252. For the releif of J. B. Shields.
February 25, read first. February 26, read second, special committee. Feb'y 28, passed. March 1, signed.
254. Liquor prohibition in Monroe and Escambia counties.
February 10, read first. February 11, read second, temperance. February 21, amended and passed. February 22, Senate concurs. February 22, signed.

258. To authorize Lee county to settle its R. R. indebtedness.
February 16, read first. February 17, read second,
local legislation. February 26, passed. February
28, signed.
262. Increasing pay of board of revenue of Montgomery.
February 7, read first. February 8, read second,
special committee. February 10, amended and passed.
February 11, signed.
266. To authorize investigation into the claims of S. E.
Hastings, executrix.
February 24, read first. February 25, read second,
judiciary. February 28, passed. March 1, signed.
267. To require tax collectors of Dallas and Montgomery, to
give notice, &c.
February 24, read first. February 25, read second,
special committee. February 26, passed. February
28, signed.
268. To require tax assessors of Dallas and Montgomery to
give notice, &c.
February 24, read first. February 25, read second,
special committee. February 26, passed. February
28, signed.
273. To amend act to amend section 274 of Code.
February 17, read first. February 18, read second,
privileges and elections. February 28, tabled.
276. To amend section 3188 of Code.
February 16, read first. February 17, read second,
judiciary.
278. To amend certain sections of act in regard to port of
Mobile.
February 11, read first. February 14, read second,
special committee. February 17, amended and passed.
February 19, Senate concurs. February 24, signed.
282. To fix times of holding courts in certain counties in
western chancery division.
February 8, read first. February 9, read second,
judiciary. March 1, passed, signed.
284. To amend act to fix times, &c., of holding courts in
third circuit.
February 7, read first. February 8, read second,
judiciary. February 28, passed. March 1, signed.
285. To regulate practice in circuit court of Barbour.
February 7, read first. February 8, read second,
judiciary. February 28, passed. March 1, signed.

288. To incorporate city of Lively.
February 23, read first. February 24, read second, corporations.
291. To increase criminal jurisdiction of justices of peace in Lee county.
February 7, read first. February 8, read second, February 15, passed. February 16, signed.
294. To repeal sections 1415-1417 of Code.
February 19, read first. February 20, read second, judiciary.
297. To establish a new charter for Athens.
February 15, read first. February 16, read second, corporations. February 28, amended and passed. March 1, Senate concurs, signed.
308. To amend section 2711 of Code.
February 16, read first. February 17, read second, judiciary. February 28, passed. March 1, signed.
311. To amend paragraph 6 of section 358 of Code.
February 16, read first. February 17, read second, education. February 28, passed. March 1, signed.
315. To authorize Randolph county to settle its railroad indebtedness.
February 15, read first. February 16, read second, local legislation. February 22, passed. February 23, signed.
316. Stock law for certain portion of Autauga county.
February 21, read first. February 22, read second, agriculture.
317. To carry into effect section 21, article 14, of the constitution.
February 12, read first. February 14, read second, public roads and highways. February 17, amended and passed. February 19, Senate concurs. February 19, signed.
324. To authorize Librarian to employ an assistant.
February 24, read first. February 25, read second, judiciary. February 28, lost, re-considered, amended and passed. March 1, senate concurs, signed.
330. To amend the act to authorize city of Greenville to collect license tax.
February 21, read first. February 22, read second, local legislation. February 28, passed. March 1, signed.
351. To amend section 25 of charter of Opelika.
February 25, read first. February 26, read second,

- corporations. February 27, passed. March 1, signed.
356. To repeal act to repeal chapter 7, title 3, part 4, and section 2931 of the Code.
February 15, read first. February 16, read second, judiciary. February 22, passed. February 23, signed.
358. To protect persons in possession of personal property.
February 25, read first. February 26, read second, judiciary. February 28, passed. March 1, signed.
360. To refund money obtained from certain persons.
February 16, read first. February 17, read second, ways and means. February 22, passed. February 23, signed.
365. To establish new charter for Birmingham.
February 22, read first. February 23, read second, special committee. February 28, amended and passed. March 1, Senate concurs, signed.
366. To authorize city of Birmingham to borrow money, issue bonds, &c.
February 18, read first. February 19, read second, corporations. February 28, amended and passed, Senate concurs. March 1, signed.
370. To provide for disposition of Alabama Reports.
February 23, read first. February 24, read second, judiciary. February 28, amended and passed. March 1, Senate concurs, signed.
372. To provide for payment of expenses of the joint committee to visit and inspect convicts.
February 16, read first. February 17, read second, fees and salaries. February 18, passed. February 19, signed.
373. In execution of the power of disposal of the lands granted to the State for railroads.
February 23, read first. February 24, read second, special committee. February 26, passed. February 28, signed.
374. To amend section 1 of charter of Gadsden.
February 15, read first. February 16, read second, corporations.
376. To regulate grand and petit jurors for Morgan county.
February 25, read first. February 26, read second, local legislation. February 28, passed. March 1, signed.
378. To establish North Warrior Agricultural District.
February 19, read first. February 21, read second, agriculture. February 28, passed. March 1, signed.

381. To facilitate sale, &c., of lands belonging to partnerships.
February 17, read first. February 18, read second, judiciary. February 19, amended and passed. February 22, signed.
384. To amend stock law in Bullock county.
February 19, read first. February 21, read second, special committee. February 23, passed. February 24, signed.
401. To authorize transfer of causes from circuit to city court of Montgomery.
February 24, read first. February 25, read second, judiciary. February 28, passed. March 1, signed.
409. To regulate the sale of liquors in Tuskaloosa county.
February 19, read first. February 21, read second, temperance. February 26, passed. March 1, signed.
425. To amend an act to regulate the sale of cotton in Mobile.
February 19, read first. February 21, read second, special committee. February 23, amended and passed, Senate concurs. February 24, signed.
427. To regulate the issuance of license to sell liquors in Morgan county.
February 25, read first. February 26, read second, temperance.
438. To amend subdivision 3 of section 2830 of Code.
February 25, read first. February 26, read second, judiciary. March 1, passed, signed.
440. For punishment of any person resisting harbor master.
February 23, read first. February 24, read second, special committee. February 28, passed. March 1, signed.
442. To authorize Colbert county to issue bonds.
February 22, read first. February 23, read second, special committee. February 26, passed. February 28, signed.
444. To confer chancery jurisdiction on the city court of Montgomery.
February 24, read first. February 25, read second, judiciary. February 28, passed. March 1, signed.
445. To prohibit sale of opium, except as herein provided.
February 22, read first. February 23, read second, temperance.
448. To amend charter of Tuscumbia.
February 24, read first. February 25, read second, corporations. February 28, passed. March 1, signed.